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COUNCIL JOURNAL

OF THE

LEGISLATIVE ASSEMBLY

OF THE

TERRITORY OF WASHINGTON.

ELEVENTH BIENNIAL SESSION

1887-8.

OLYMPIA, W. T.
THOS. H. CAVANAUGH, PUBLIC PRINTER.
1888.

COUNCIL JOURNAL.

FIRST DAY.

COUNCIL CHAMBER,
Olympia, Dec. 5, 1887.

This being the day prescribed by law for the convening of the Eleventh Biennial Session of the Territorial Legislatute, the Council was called to order by Mr. John DeTiere, assistant clerk of the preceding session.

Upon calling the roll the following named members elect answered to their names:

Mr. J. N. BARKER, representing Spokane and Stevens.
Mr. C. P. COOKE, representing Lincoln, Douglas, Franklin, Adams, Yakima and Kittitass.
Mr. Jos. FOSTER, representing King.
Mr. MILTON GABEL, representing Whitman.
Mr. JOHN F. GOWEY, representing Wahkiakum, Pacific, Chehalis and Thurston.
Mr. R. T. HAWLEY, representing Klickitat, Skamania and Clarke.
Mr. J. H. LEWIS, representing King, Snohomish and Skagit.
Mr. HENRY ROEDER, representing Whatcom, San Juan, Island, Jefferson, Clallam, Mason and Kitsap.
Mr. B. L. SHARPSTEIN, representing Walla Walla.
Mr. J. M. STEELE, representing Pierce.
Mr. J. R. THOMPSON, representing Clarke, Cowlitz and Lewis.
Mr. O. C. WHITE, representing Columbia, Garfield and Asotin.

On motion of Mr. Gowey, Mr. R. G. O'Brien, clerk of the supreme court, was invited within the bar and administered the oath of office to the members elect.

The next business in order being the selection of a president *pro tem.*,

Mr. O. C. White placed in nomination Mr. Milton Gabel, of Whitman.

Mr. Joseph Foster placed in nomination Mr. Jas. H. Lewis, of King.

On motion Council proceeded to ballot on the nomination of Mr. Gabel, with the following result:

Ayes, 6; noes, 6.

Resulting in a tie, the Council proceeded to ballot on the nomination of Mr. J. H. Lewis, with the following result:

Ayes, 6; noes, 6.

Vote resulting in a tie.

Mr. Gowey moved to adjourn till to-morrow.

Mr. Lewis moved to amend by adding "to 10 a. m. to-morrow.

Amendment accepted, and Council adjourned till Tuesday, Dec. 6, 10 a. m.

JOHN DETIERE,
Acting Clerk.

SECOND DAY.

COUNCIL CHAMBER,
Olympia, Dec. 6, 1887.

Council met pursuant to adjournment.

Called to order by Mr. John DeTiere, acting clerl.

On calling the roll the following named members answered to their names:

Present—Messrs. Gowey, Hawley, Lewis, Sharpstein, Thompson—5.

Absent—Messrs. Barker, Cooke, Foster, Gabel, Roeder, Steele, White—7.

There being no quorum present, on motion of Mr. Lewis Council adjourned til 10 a. m. to-morrow.

JOHN DETIERE,
Acting Clerk.

THIRD DAY.

COUNCIL CHAMBER,
Olympia Dec. 7, 1887.

Council met pursuant to adjournment.

Called to order by John DeTiere, acting clerk.

Present—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, Thompson and White—12.

Mr. Sharpstein introduced the following resolution:

Council Resolution No. 1:—

Resolved, 1st. That John R. Thompson be and is hereby elected president of the Council.

2d. That Francis Henry be and he is hereby elected chief clerk of the Council.

3d. That A. B. Cowles be and he is hereby elected assistant clerk of the Council.

4th. That Mamie Lyslie be and she is elected engrossing clerk of the Council.

5th. That L. Frank Boyd be and is hereby elected enrolling clerk of the Council.

6th. That Samuel Vincent be and he is hereby elected sergeant-at-arms of the Council.

7th. That Jacob Julien be and is hereby elected doorkeeper.

8th. That Rufus Cooke be and is hereby elected messenger of the Council.

9th. That Elias Dwyer be and is hereby elected Watchman of the Council.

On motion of Mr. Gowey the candidates named in the foregoing resolution were declared the temporary officers of the Council.

On motion of Mr. Gowey, Messrs. Sharpstein and Gabel were appointed a committee to escort Mr. Thompson, president *pro tem.*, to the chair.

On motion of Mr. Gowey the Hon. N. H. Owings, Secretary of the Territory, was invited within the bar and administered the oath of office to—

JOHN R. THOMPSON.....President.
FRANCIS HENRY.....Chief Clerk.
SAMUEL VINCENT.....Sergeant-at-Arms.
JACOB JULIAN.....Doorkeeper.
RUFUS COOKE.....Messenger.
ELIAS DWYER.....Watchman.

And thereafter the president of the Council administered the oath of office to—

A. B. COWLES.....Assistant Clerk.

On motion of Mr. Roeder the Council proceeded to the election of chaplain.

Mr. Lewis placed in nomination Mr. Garver.

Mr. Steele placed in nomination Mr. William Campbell.

Council proceeded to ballot with the following result:

Mr. Garver	10
Mr. Campbell	2

Mr. Garver receiving the majority of the votes cast was declared elected chaplain.

On motion of Mr. Gowey the president appointed Messrs. Gowey, Roeder and Gabel, committee on credentials.

Recess of five minutes.

On reassembling the committee on credentials submitted the following report:

Report of Committee on Credentials.

MR. PRESIDENT:—

Your committee on credentials beg leave to submit the following report:

TERRITORY OF WASHINGTON, SECRETARY'S OFFICE,
Olympia, Dec. 5, 1887.

I, N. H. Owings, Secretary of the Territory of Washington, do hereby certify that the following named persons were elected members of the Council of the Eleventh Biennial Session of the Legislative Assembly of the Territory of Washington, at the general election held Nov. 5th, 1886, as shown by the election returns for that year, on file in my office:

B. L. Sharpstein, O. C. White, Milton Gabel, J. N. Barker, C. P. Cooke, R. T. Hawley, John R. Thompson, John F. Gowey, J. M. Steele, Joseph Foster, James H. Lewis, Henry Roeder.

In testimony whereof I have hereunto set my hand and affixed the Great Seal of said Territory, at Olympia this 5th day of December, A. D. 1887.

N. H. OWINGS,
Secretary of Washington Territory,

Seal.

JOHN F. GOWEY,
HENRY ROEDER,
MILTON GABEL,
Committee.

On motion of Mr. Roeder, report was adopted and committee discharged.

On motion of Mr. Sharpstein the temporary officers were declared the permanent officers of the Council.

The Hon. N. H. Owings then administered the oath of office to the officers elect.

COMMUNICATIONS FROM THE SECRETARY OF THE TERRITORY.

TERRITORY OF WASHINGTON, SECRETARY'S OFFICE,
Olympia, Dec. 5, 1887.

To the Honorable President of the Council of the Territory of Washington:

DEAR SIR:—Under the act of congress and the instructions of the Secretary of the Treasury of the United States, this office is directed to pay members, officers and employes of your honorable body the salary and per diem fixed by law, when the same shall have been properly certified to this office by the president and chief clerk, as follows:

12 members of the Council at.....	$4.00	per	day.
1 president of the Council at.....	2.00	"	"
1 chief clerk of the Council at.....	6.00	"	"
1 engrossing and enrolling clerk.....	5.00	"	"
1 sergeant-at-arms and doorkeeper...	5.00	"	"
1 messenger.....	4.00	"	"
1 watchman.....	4.00	"	"
1 chaplain.....	1.50	"	"

I have the honor to be very respectfully,
Your obedient servant,
N. H. OWINGS,
Secretary of Washington Territory.

TERRITORY OF WASHINGTON, SECRETARY'S OFFICE,
Olympia, Dec. 5, 1887.

To the Honorable President of the Council of the Territory of Washington:

SIR:—I have the honor to inform your honorable body that Thomas H. Cavanaugh has been appointed public printer for bill and miscellaneous printing for the Eleventh Biennial session of the Legislative Assembly of the Territory of Washington.

The congressional appropriation for public printing having been limited to thirty-seven hundred and fifty ($3750) dollars no more than that amount can be paid by this office.

Under date of Nov. 21, 1887, the first comptroller of the United States treasury promulgates the following instructions to this office in regard to bill printing: * * * * "In

this connection, I would state that heretofore Washington Territory has expended too much of this appropriation on the item of 'Bills for Laws.' You must, by judicious selection, keep this item of expenditure within one thousand or twelve hundred dollars."

All bill printing in excess of this amount must be paid by the Territory. The remainder of the appropriation will be reserved for printing the laws and journals of the session.

I have the honor to be very respectfully,

Your obedient servant,

N. H. OWINGS,

Secretary of Washington Territory.

On motion of Mr. Gowey, the communications received from the secretary were ordered spread upon the journal.

Mr. Garver, chaplain elect, and Miss Mamie Lyle, engrossing clerk, were called within the bar and the oath of office administered by the Hon. N. H. Owings, Secretary of the Territory.

Mr. Foster moved that the sergeant-at-arms be instructed to procure one copy of the code for the use of each member.

Motion carried.

On motion of Mr. Sharpstein, the Hon. N. H. Owings, Secretary of the Territory, administered the oath of office to the members elect of the Council.

Mr. Gowey moved that the chief clerk be instructed to inform the House that the Council is now organized and prepared to receive any communication they have to offer.

Motion carried.

On motion of Mr. Lewis, Council adjourned till 10 a. m. tomorrow.

Chief Clerk.

FOURTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 8, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Absent—Mr. Cooke—1.

Prayer by the chaplain.

Journal of December 5, 6 and 7 read and approved.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 6, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has permanently organized by the election of the following officers:

Speaker ..... W. M. Clark, Walla Walla county.
Chief Clerk ..... T. G. Nicklin, Whatcom county.
Assistant Clerk .... Wm. H. Hughes, King county.
Sergeant-at-arms, Paul d'Heirry, Walla Walla county.
Enrolling Clerk.....
Isabella Lampkin, Walla Walla county.
Engrossing Clerk .... Eva D. Clark, Pacific county.
Messenger ..... S. M. Percival, Thurston county.
Doorkeeper ..... J. A. Taylor, Lewis county.
Watchman ..... L. L. Bowers, Pierce county.
Chaplain .... Rev. R. H. Massey, Thurston county.

And is now ready to proceed with business.

T. G. NICKLIN
Chief Clerk.

Mr. Gowey introduced—

Council Resolution No. 2.—Relative to the adoption of the rules and order of the Ninth Biennial Session of the Legislative Assembly for the government of this session of the Legislative Council, until further ordered, except that the committee on judiciary, as provided in rule 43, shall consist of 5 instead of 3 members.

Resolution adopted.

Mr. Gabel introduced—

Council Joint Resolution No. 1.—Providing for furnishing copies of printed bills, resolutions and memorials to the members and chief clerks of both Houses, and to reporters.

Resolution read first time.

On motion the members of the press were invited within the bar of the Council.

On motion of Mr. Lewis, the president appointed a committee on mileage, consisting of Messrs. Lewis, Gabel and Roeder.

On motion of Mr. Lewis, the president appointed Messrs. Lewis and Gabel as a committee to wait upon the governor

and inform His Excellency that the Council is now organized and prepared to receive any communication that he may desire to lay before us.

On motion Council adjourned until to-morrow morning, 10 o'clock.

Chief Clerk.

FIFTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 9, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke, Steele—2.

Mr. Steele appeared within the bar of the Council after call of the roll.

Prayer by the chaplain.

Journal of yesterday read and approved.

The president submitted the following standing committees of the Council:

Committee on Elections.—Messrs. Hawley, Steele and Cooke.

Committee on Federal Relations.—Messrs. Foster, Lewis and Gabel.

Committee on Ways and Means.—Messrs. Gowey, White and Sharpstein.

Committee on Education.—Messrs. Lewis, Sharpstein and Hawley.

Committee on Judiciary.—Messrs. Gabel, Foster, Gowey, Lewis and White.

Committee on Military Affairs.—Messrs. Lewis, Barker and Steele.

Committee on Roads and Highways.—Messrs. Gabel, Hawley and Foster.

Committee on Engrossed Bills.—Messrs. Roeder, Lewis and White.

Committee on Enrolled Bills.—Messrs. White, Gabel and Foster.

Committee on Indian Affairs.—Messrs. Cooke, Roeder and Hawley.

Committee on Commerce.—Messrs. Steele, White and Roeder.

Committee on Printing.—Messrs. Sharpstein, Cooke and Steele.

Committee on Corporations.—Messrs. Steele, Hawley and Roeder.

Committee on Counties.—Messrs. Barker, Foster and White.

Committee on Rules and Orders.—Messrs. Cooke, Gabel and Gowey.

Committee on Agriculture.—Messrs. Foster, Barker and Hawley.

Committee on Claims.—Messrs. Hawley, Gabel and Cooke.

Committee on Memorials.—Messrs. Roeder, Sharpstein and Gabel.

Committee on Hospital for the Insane.—Messrs. Gowey, Steele and Barker.

Committee on Public Buildings and Grounds.—Messrs. Sharpstein, Cooke and Gowey.

Committee on Territorial Library.—Messrs. White, Gowey and Roeder.

Committee on Mines and Mining Interests.—Messrs. Barker, Foster and Steele.

Mr. Sharpstein declined serving on judiciary committee, and the president appointed Mr. Foster of King.

Mr. Lewis, chairman of committee on mileage, was unable to report and granted further time.

Report of Committee to wait upon the Governor.

MR. PRESIDENT:—

Your committee, appointed to act in conjunction with a committee on the part of the House, to wait upon the governor and inform him that the Legislative Assembly is now duly organized and receive any communications he may be pleased to make, beg leave to report that they have performed the duty assigned them, and that His Excellency informed your committee that he would be ready to deliver a message at 3:30 o'clock p. m. to-day.

JAS. HAMILTON LEWIS,
MILTON GABEL,
Council Committee.

Report accepted and committee discharged.

Mr. Sharpstein introduced—

Council Joint Resolution No. 2.—That the Council meet in joint convention in the hall of the House, at 3:30 o'clock p. m. to receive the governor's message.

Resolution read first time.

No objections made, resolution read second time by title.

On motion, rules were suspended and resolution passed.

On motion of Mr. Lewis, the president appointed Messrs. Lewis and Hawley a committee to escort the governor to the House.

MESSAGE TO THE COUNCIL.

HOUSE OF REPRESENTATIVES,
December 8, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has adopted the following joint resolution, and ask concurrent action on the part of the Council:

Resolved, By the House, the Council concurring, that a joint committee of three on the part of the House and three on the part of the Council be appointed to wait upon the governor and inform him that the Legislative Assembly of Washington Territory is now permanently organized and ready to receive any communication he may be pleased to make.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
December 8, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has appointed Messrs. Elder, Case and Fellows as joint committee on the part of the House to wait on the governor.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 1.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes on the property of railroad companies in this territory."

House Bill No. 2.—A bill entitled "An act relating to the qualifications of electors."

House Bill No. 3.—An act prescribing the qualifications of persons entitled to vote and hold office in the Territory of Washington.

T. G. NICKLIN,
Chief Clerk.

The president administered the oath of office to L. Frank Boyd, enrolling clerk.

PROPOSITIONS AND MOTIONS.

Bills and resolutions were severally introduced as follows:

By Mr. Gabel:—

Council Bill No. 1.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory."

By Mr. Lewis:—

Council Bill No. 2.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory," approved November 28, 1883:

By Mr. Sharpstein:—

Council Bill No. 3.—An act to limit the charges for transportation of property on railroads and steamboats in this territory.

By. Mr. Sharpstein:—

Council Bill No. 4.—An act to prevent unjust and unreasonable charges for the transportation of passengers on railroads in this territory.

By Mr. Sharpstein:—

Council Bill No. 5.—An act to amend chapter CLXXXV of the code of Washington, relating to the formation of corporations.

By Mr. Lewis:—

Council Bill No. 6.—An act to fix and regulate the maximum number of hours of labor in all mines, mining camps, saw and lumber mills, flour, grain and grist mills, railroad construction works, railroad operation, and all manufacturing establishments where the labor is manual, and to provide remedies for the violation of the same.

By Mr. Lewis:—

Council Bill No. 7.—An act to provide for the payment of wages of labor in the lawful money of the United States, and to punish violation of the same.

By Mr. Lewis:—

Council Bill No. 8.—An act in relation to fencing railroads for the protection of live stock.

By Mr. Thompson:—

Council Bill No. 9.—An act to provide for the erection of a building or buildings for the Washington School for Defective Youth, at Vancouver, in Clarke county.

By Mr. Gabel:—

Council Joint Resolution No. 3.—For the appointment of a joint committee of six—three from the Council and three from the House—to investigate the matter of unreasonable and extortionate charges made by railroad and other transportation companies in this territory, and to report by bill regulating the same.

By Mr. Lewis:—

Council Joint Resolution No. 4.—That the Council and House, Legislative Assembly of Washington Territory, adjourns it eleventh biennial session on the 20th day of December, 1887, *sine die.*

On motion Council adjourned until 3 o'clock p. m.

AFTERNOON SESSION.

Council called to order by the president.

Present—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, White and Mr. President—7.

Absent—Messrs. Barker, Cooke, Roeder, Sharpstein and Steele—5.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec, 9, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 4.—An act prescribing the qualifications of electors and persons entitled to hold office in the Territory of Washington.

House Bill No. 5.—An act to amend an act entitled "An act to provide for sinking artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor," approved January 30, 1886.

House Bill No. 6.—An act in relation to foreign corporations.

Houe Bill No. 7.—A bill entitled an act in relation to railroad companies.

House Bill No. 8.—An act in relation to proceedings in certain criminal cases.

House Bill No. 9.—An act in relation to purchasing supplies for county use.

House Bill No. 10.—An act to repeal section five of an act entitled "An act to amend sections 2829, 2830. 2831, 2848, 2861, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958 and 2962 of the code of Washington Territory relating to the revenue."

House Bill No. 11.—An act to amend section 919 of the code of Washington Territory relating to offenses against public policy.

House Bill No. 12.—An act to amend sections 786 and 787 of chapter LXVIII of the code of Washington Territory relating to offensesa gainst the lives and persons of individuals, and providing the punishment therefor.

House Bill No. 13.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory," approved November 28, 1883.

House Bill No. 14.—An act entitled "An act in relation to holidays."

House Bill No. 15.—A bill entitled "An act in relation to coal mines."

The House has passed—

House Joint Resolution No. 1.—Relating to joint rules.

Submitted herewith for your consideration.

Also has passed—

Council Joint Resolution No. 2.—For joint convention to hear the governor's message.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 9, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House is now ready to receive the Council in joint convention for the purpose of hearing the governor's message.

T. G. NICKLIN,
Chief Clerk.

On motion of Mr. Gabel, the Council proceeded to the hall of the House in joint convention to receive the governor's message.

JOINT CONVENTION.

The Council and House of Representatives met in joint convention for the purpose of listening to the reading by His Excellency, the Governor, of his biennial message to the Legislative Assembly.

The president of the Council in the chair.

His Excellency was escorted to the chair by the committee, and, being introduced by the president to the joint convention, delivered his biennial message.

The governor having concluded, the joint convention, on motion of Mr. Foster, was dissolved.

Upon returning to the Council chamber, on motion the Council adjourned until 10 o'clock to-morrow.

Chief Clerk.

Approved Dec. 10.

SIXTH DAY.

COUNCIL CHAMBER,
Olympia, December 10, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President —11.

Absent—Mr. Steele—1.

Prayer by the chaplain.

Journal of yesterday read and approved.

Bills introduced yesterday were disposed of as follows:

By Mr. Gabel:—

Council Joint Resolution No. 1.—Providing for furnishing copies of printed bills, resolutions and memorials to the members and chief clerks of both Houses and to reporters,

Was read second time.

Rules suspended, resolution read third time and placed upon its final passage, with the following result:—

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—11.

Absent—Mr. Steele—1.

Resolution passed.

By Mr. Gabel:—

Council Bill No. 1.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory."

Bill read first time.

Rules suspended and read second time by title.

Rules further suspended, bill read third time, considered engrossed and placed upon its final passage, with the following result:—

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Paired—Mr. Cooke and Mr. Steele.

Bill passed.

On motion title of bill was made title of act.

By Mr. Lewis:—

Council Bill No. 2.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory," approved November 28, 1883.

Bill read first time.

On motion rules were suspended, bill read second time by title, and referred to judiciary committee.

By Mr. Sharpstein:—

Council Bill No. 3.—An act to limit the charges for transportation of property on railroads and steamboats in this territory.

Bill read first time.

On motion rules were suspended, bill read second time by title, and referred to committee on printing with instructions to print.

By Mr. Sharpstein:—

Council Bill No. 4.—An act to prevent unjust and unreasonable charges for the transportation of passengers on railroads in this territory.

Bill read first time.

On motion rules suspended, and bill read second time by title.

On motion bill read third time.

Mr. Sharpstein moved that the rules be further suspended, the bill considered engrossed, and placed upon its final passage.

Mr. Gowey moved to amend by referring to committee on corporations, with instructions to print.

Question on amendment of Mr. Gowey.

Vote resulted as follows:

Ayes—Messrs. Gabel and Gowey—2.

Nays—Messrs. Barker, Foster, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—8.

Paired—Mr. Cooke and Mr. Steele.

Amendment lost.

Question on original motion.

Vote resulted as follows:

Ayes—Messrs. Barker, Foster, Lewis, Roeder and Sharpstein—5.

Nays—Messrs. Gabel, Gowey, Hawley, White and Mr. President—5.

Paired—Mr. Cooke and Mr. Steele.

Motion to suspend rules lost.

On motion of Mr. Roeder the bill was referred to committee on counties with instructions to print.

By Mr. Sharpstein:—

Council Bill No. 5.—An act to amend chapter CLXXXV of the code of Washington, relating to the formation of corporations.

Bill read first time.

On motion rules suspended, bill read second time by title, and referred to judiciary committee with instructions to print.

By Mr. Lewis:—

Council Bill No. 6.—An act to fix and regulate the maximum number of hours of labor in all mines, mining camps, saw and lumber mills, flour, grain and grist mills, railroad construction work, railroad operation and all manufacturing establishments where the labor is manual and to provide remedies for the violation of the same.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee with instrustions to print.

By Mr. Lewis:—

Council Bill No. 7.—An act to provide for the payment of wages of labor in the lawful money of the United States and to punish violation of the same.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

By Mr. Lewis:—

Council Bill No. 8.—An act in relation to fencing railroads for the protection of live stock.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

By Mr. Thompson:—

Council Bill No. 9.—An act to provide for the erection of a building or buildings for the Washington School for Defective Youths, at Vancouver, in Clarke county.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on education.

By Mr. Gabel:—

Council Joint Resolution No. 3.—For the appointment of a joint committee of six, three from the Council and three from the House, to investigate the matter of unreasonable and extortionate charges made by railroad and other transportation companies in this territoay and to report by bill regulating the same.

Resolution read first time.

On motion of Mr. Gabel, Council adjourned until Monday at 2 o'clock p. m.

Chief Clerk.

Approved Dec. 12.

EIGHTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 12, 1887.

Council met at 2 p. m. pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke and Mr. Foster—2.

Prayer by the chaplain.

Journal of Saturday read and approved.

Report of Committee on Mileage.

To the Honorable J. R. Thompson, President of the Council of Washington Territory, presiding:

Your committee appointed upon mileage, to-wit: Lewis of King, Gabel of Whitman, and Roeder, beg leave to report as follows:

Gabel, Milton, of Whitman Co., 906 m.	@	.15	$135.90
Hawley, R. T., of Klickitat Co., 550 m.	"	.15	82.50
Barker, J. N., of Spokane Co., 906 m.	"	.15	135.90
Roeder, H., of Whatcom Co., 460 m.	"	.15	69.00
Sharpstein, B. L., of Walla Walla Co., 700 m.	"	.15	105.00
Lewis, Jas. H., of Seattle, King Co., 120 m.	"	.15	18.00
Foster, Joseph, of King Co., 150 m.	"	.15	22.50
Gowey, J. F., of Thurston Co., 2 m.	"	.15	.30
Cooke, C. P., of Kittitass Co., 368 m.	"	.15	55.20
Steele, J. M., of Pierce Co., 72 m.	"	.15	10.80
White, O. C., of Dayton, Columbia Co., 774 m.	"	.15	116.10
Thompson, J. R., of Clarke Co., 276 m.	"	.15	41.40

Very respectfully submitted,

JAS. HAMILTON LEWIS,
Chairman.

MILTON GABEL,
HENRY ROEDER.

On motion report of committee was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia Dec. 9, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there has been passed—

House Joint Resolution No. 2.—Relating to messenger for the governor.

Herewith transmitted,

T. G. NICKLIN,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

Bills were severally introduced and disposed of as follows:

By Mr. Lewis:—

Council Joint Resolution No. 4.—That the Council and House, Legislative Assembly of Washington Territory, adjourn its eleventh biennial session on the 20th day of December, 1887, *sine die.*

Resolution read first time.

By Mr. Lewis:—

Council Bill No. 10.—An act to provide for the assessment of the property of railroad companies, and corporations owning or operating railroads in the Territory of Washington, and for the levy and collection of taxes thereon.

Bill read first time.

On motion rules suspended, bill read second time by title, and referred to judiciary committee with instructions to print.

By Mr. Steele:—

Council Bill No. 11.—An act to provide for the assessment for taxation of the property of railroads and railroad corporations.

Bill read first time.

On motion rules suspended, bill read second time by title and referred to committee on ways and means with instructions to print.

By Mr. Steele:—

Council Bill No. 12.—An act fixing the liability of railway companies for injuries to property.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on corporations with instructions to print.

By Mr. Steele:—

Council Bill No. 13.—An act declaring the liability of railway companies to employes.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on corporations.

By Mr. Steele:—

Council Bill No. 14.—An act to compel railroads to construct and maintain cattle guards and railway crossings.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on corporations with instructions to print.

By Mr. Sharpstein:—

Council Bill No. 15.—An act to provide for and regulate the issuing of executions in this territory.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary with instructions to print.

By Mr. Sharpstein:—

Council Bill No. 16.—An act to provide for the appointment of notaries public and to define their powers and duties and to legalize acts heretofore performed by notaries.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on printing.

By Mr. White:—

Council Bill No. 17.—An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns and in relation thereto.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Gowey:—

Council Bill No. 18.—An act relating to surveys authorized by the congress of the United States in the Territory of Washington.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Gabel:—

Council Bill No. 19.—An act relating to the crime of arson.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Steele:—

Council Bill No. 20.—An act to create and establish a territorial board of health in the Territory of Washington.

Bill read first time.

On motion, rules suspended; bill read second time by title and referred to committee on insane asylum.

By Mr. Steele:—

Council Bill No. 21.—An act to amend chapter CV of the code of Washington Territory, entitled "Sales of property by executors and administrators."

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Steele:—

Council Bill No. 22.—An act to amend section 2319 of the code of Washington Territory.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Gowey:—

Council Joint Resolution No. 6.—For a joint committee consisting of three members on the part of the Council and on the part of the House, to be appointed by the president of the Council and the speaker of the House for the purpose of preparing and reporting to this Legislative Assembly joint rules and orders for its government.

Resolution read first time.

On motion, rules suspended, resolution read second time by title.

On motion rules further suspended, resolution read third time and passed.

Communication and report from the grand jury of Spokane county, Washington Territory, on the defects of the criminal code of Washington, read and referred to judiciary committee.

On motion of Mr. Roeder, Council adjourned until 10 o'clock a. m., to-morrow.

Chief Clerk.

Approved Dec. 13.

NINTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Dec. 13, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Steele presented petition from 38 citizens and taxpayers of Washington Territory for the repeal of present attachment laws.

Read and referred to judiciary committee.

Mr. Roeder introduced:—

Council Memorial No. 1.—Relative to the removal of Duncan Rock, straits of Fuca.

Read first time.

On motion rules suspended, read second time by title and referred to committee on commerce.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 12, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced—

House Bill No. 16.—An act entitled "An act declaring dogs to be personal property, and making the owners of dogs responsible for any damage their dogs may do."

House Bill No. 17.—A bill for an act in relation to the care and keeping of the indigent in the different counties of the Terrirory of Washington.

House Bill No. 18.—A bill for an act entitled "An act in relation to county assessors, and defining their duties as such.

House Bill No. 19.—An act concerning conveyances of real estate.

House Bill No. 20.—An act in relation to licenses issued for the sale of intoxicating liquors, fermented and malt.

House Bill No. 21.—An act relating to interest on money and usury.

House Bill No. 22.—An act for the relief of San Juan county, Washington Territory.

House Bill No. 23.—An act submitting to the women of Washington Territory the question of female suffrage.

House Bill No. 24.—An act for the relief of Skamania county, Washington Territory.

House Bill No. 25.—An act to regulate the practice of medicine within the limits of Washington Territory.

House Bill No. 26.—An act in relation to the salaries and fees of probate judges of Washington Territory.

House Bill No. 27.—A bill entitled "An act to amend an act relative to crimes and punishment and proceedings in criminal cases.

House Memorial No. 1.—Asking for an appropriation for the removal of snags and obstructions to navigation in the Nooksack river.

The House has passed—

House Memorial No. 2.—Praying for the removal of obstructions from the upper Columbia river.

House Bill No. 5.—An act to amend an act entitled "An act to provide for the sinking of artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor," approved January 30, 1886.

Herewith transmitted,

T. G. NICKLIN,
Chief Clerk.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, December 13, 1887.

To the Honorable the President of the Council.

SIR:—I have the honor to transmit herewith for the use of the Council the following documents:

24	copies,	report of	university regents.
24	"	"	" inspector of coal mines.
24	"	"	" librarian.
36	"	"	" hospital for insane.
36	"	"	" territorial auditor.
24	"	"	" board for eastern Washington asylum.
24	"	"	" penitentiary building commissioners.
24	"	"	" artesian well commissioners.
24	"	"	" school for defective youth.
24	"	"	" pilot commissioners.
24	"	"	" board of education.
24	"	"	" board of health.

Reports of the other territorial officers required to be laid before your honorable body will be forwarded as rapidly as they can be had from the printer.

I have likewise the honor to transmit thirty-six copies of my annual report to the interior department.

Very respectfully,

Your obedient servant,

EUGENE SEMPLE,
Governor.

REPORTS OF STANDING COMMITTEES.

To the President and Members of the Council:

Your committee to whom was referred Council Bill No. 16, an act to provide for the appointment of notaries public, have had the same under consideration, and respectfully recommend its passage.

December 13, 1887.

B. L. SHARPSTEIN,
J. M. STEELE.

On motion report of committee adopted.

PROPOSITIONS AND MOTIONS.

Bills were introduced severally and disposed of as follows:

By Mr. Lewis:—

Council Bill No. 23.—

Reading laid over until to-morrow.

By Mr. Lewis:—

Council Bill No. 24.—An act for the support of the University of Washington Territory.

Read first time.

On motion rules suspended, bill read second time by title and referred to committee on education.

By Mr. Sharpstein:—

Council Bill No. 25.—An act for the relief of the heirs of J. M. Vansyckle.

Read first time.

On motion rules suspended, bill read second time by title and referred to committee on claims.

By Mr. Gowey:—

Council Bill No. 26.—An act for the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington Territory.

Bill read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Steele:—

Council Bill No. 27.—An act to regulate the practice of medicine in the Territory of Washington.

Bill read first time.

On motion rules suspended, bill read second time by title and referred to committee on hospital for the insane.

By Mr. Gowey:—

Council Resolution No. 3.—That the sergeant-at-arms of the Council be authorized to procure from the territorial auditor five copies of the code of Washington for the use of the officers of the Council and the reporters.

On motion resolution adopted.

By Mr. Gabel:—

Council Joint Resolution No. 5.—For the appointment of joint committee, 2 from the Council and 3 from the House, to examine expenditures in building penitentiary at Walla Walla.

Read first time.

On motion rules suspended, resolution read second time by title.

On motion rules further suspended, resolution read third time, considered engrossed, and placed upon its final passage.

On motion of Mr. Roeder, amendment adopted appointing 3 members instead of 2 from the Council.

Resolution placed upon its final passage with the following result:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Absent—Mr. Cooke.

Resolution passed.

House Joint Resolution No. 2.—Relating to messenger for the governor.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, resolution read third time.

On motion resolution placed upon its final passage, with the following result:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele, White and Mr. President—10.

Not voting—Mr. Sharpstein.

Absent—Mr. Cooke.

Resolution concurred in.

Bill presented of H. C. Paige, $69.55, for labor and repairs at the capitol.

On motion referred to committee on public grounds.

On motion of Mr. Gowey the final vote on Council Joint Resolution No. 6 was reconsidered, and further action on resolution was indefinitely postponed.

Council Bill No. 16.—An act providing for the appointment of notaries public.

Read third time.

On motion the bill considered engrossed and placed upon its final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill considered title of act.

House Joint Resolution No. 1.—For conference of Council and House committees in reference to adoption of joint rules.

Read first time.

On motion rules were suspended, and resolution read second time by title.

Rules further suspended, resolution read third time, considered engrossed, and placed upon its final passage.

The question being: "Shall the Council concur?" vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Resolution concurred in.

On motion of Mr. Foster, Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Dec. 14.

TENTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 14, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Sharpstein:—

Council Memorial No. 2.—For the payment of Indian war claims.

Read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, and read third time by title, considered engrossed and placed upon its final passage with the following result:—

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

REPORTS FROM STANDING COMMITTEES.

Report of Committee on Commerce.

MR. PRESIDENT:—

Your committee on commerce to whom was referred Memorial No. 1, relative to the removal of Duncan Rock, respectfully recommend its immediate passage.

J. M. STEELE,
H. ROEDER,
O. C. WHITE,
Committee.

Report of Committee on Counties.

MR. PRESIDENT:—

Your committee on counties to whom was referred Council Bill No. 4, entitled "An act to prevent unjust and unreasonable charges for the transportation of passengers on railroads in this

Territory," have had the same under consideration and respectfully recommend that the same do pass.

J. N. BARKER,
Chairman.

Dated Dec. 14, 1887.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 19, in relation to arson, have had the same under consideration, and beg to report as follows: That they recommend its passage, with the following amendment: By the insertion of the words, "male or female" on line one, section one, after word "person" and before the word "who."

MILTON GABEL,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 18 in relation to surveys, recommend the passage of the same after due consideration of the same.

MILTON GABEL,
Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 13, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there has been introduced in the House—

House Bill No. 28.—An act entitled "An act requiring courts of record in Washington Territory to hold their terms at the county seats of the several counties where terms are held under existing laws or may be held under future provisions of law."

House Bill No. 29.—An act to amend an act entitled "An act to amend sections 1975 and 1977 of chapter 139 of the code of Washington, 1881, relating to liens," approved January 21, 1886.

House Bill No. 30.—An act in relation to garnishment in justice's courts.

House Bill No. 31.—An act entitled "An act for developing the latent resources of the earth in Washington Territory."

House Bill No. 32.—An act regulating attorneys' fees in judgments on promissory notes and similar instruments in writing.

House Bill No. 33.—An act to amend section 2990 of chapter 129 of the code of Washington, 1881, relating to roads, ferries and bridges and travel on public highways.

House Bill No. 34.—An act to amend section 2552 of chapter 198, relating to marks and brands.

House Bill No. 35.—An act to amend section 2010 of chapter 149 of the code of Washington, 1881, relating to suits for divorces.

House Bill No. 36.—An act submitting to the voters of Washington Territory the question of female suffrage.

House Bill No. 37.—A bill entitled "An act for the assessment of property and the levy and collection of taxes."

House Bill No. 38.—An act to amend section 3050 of the code of Washington Territory defining the qualifications of voters.

House Bill No. 39.—An act to amend section 3 of an act entitled "An act for the protection of fish and game."

House Bill No. 40.—An act to control and regulate the organization of military companies and associations and the drilling and parading of armed bodies of men, except those authorized by the militia laws of the territory or the laws of the United States.

House Bill No. 41.—An act to create and establish a territorial board of health in the Territory of Washington.

House Bill No. 42.—An act to regulate the practice of medicine in the Territory of Washington.

And the House has passed—

House Memorial No. 3.—Praying for the admission of Washington Territory as a state.

Council Joint Resolution No. 1.—Providing for furnishing printed bills, resolutions and memorials to members of Legislative Assembly, with amendments as noted, and ask concurrence of the Council.

Herewith transmitted,

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec, 14, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House pas passed—

House Joint Resolution No. 3.—Relative to visiting the insane Asylum.

Herewith transmitted for your consideration.

T. G. NICKLIN,
Chief Clerk.

By unanimous consent the report of the committee on mileage was referred back to chairman of committee.

On motion of Mr. Steele, Council Bill No. 13 was ordered printed.

PROPOSITIONS AND MOTIONS.

Bills and resolutions were severally introduced and disposed of as follows:

By Mr. Lewis:

Council Bill No. 23.—An act to create a board of railroad commissioners in Washington Territory, and for the purpose of regulating railroads in the territory, and to define the duties of the same, and to regulate the powers of the same, and to provide the fees thereof.

Read first time.

On motion rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

House Joint Resolution No. 3.—Relative to visiting insane asylum.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, read third time, considered engrossed, and placed upon its final passage.

Question being: Shall the Council concur? the vote resulted as follows:

Ayes—Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.

Not voting—Mr. President.

Absent—Mr. Cooke.

Resolution declared passed.

House Bill No. 5.—An act entitled "An act to provide for the sinking of artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor," approved January 30, 1886.

Read first time.

On motion rules suspended and read second time by title and referred to judiciary committee.

By Mr. Barker:

Council Bill No. 28.—A bill for an act entitled "An act to provide for the permanent location and construction of an hospital for the insane in eastern Washington.

Read first time.

On motion rules suspended, read second time by title and referred to committee on hospital for the insane.

By Mr. Gowey:

Council Bill No. 29.—An act to amend section 1504 of chapter 105 of the code of Washington Territory, relating to sales of property by executors and administrators.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

By Mr. Gowey:

Council Bill No. 30.—An act to amend sections 1446 and 1459 of chapter 102 of the code of Washington Territory relating to the inventory and effects of deceased persons.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

Council Bill No. 4.—An act to prevent unjust and unreasonable charges for the transportation of passengers on railroads in this territory.

On motion of Mr. Sharpstein, bill considered engrossed and placed upon its final passage.

Mr. Gowey moved to amend by adding to and at the end of line nine in section four, "providing that the provisions of this act shall not apply to any railroad company or corporation in this territory whose line of railroad is fifty miles or less in length."

By unanimous consent, Mr. Gowey withdrew the amendment.

The question being: Shall the bill pass? resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.
Bill passed.
On motion the title of bill was made title of act.

The president appointed Mr. Steele committee on the part of the Council to act with committee of the House to obtain transportation for visit to hospital for the insane, Steilacoom.

Mr. Lewis moved that the Council now proceed to the election of a journal clerk, and the several committees to select their clerks, and following nominations election proceed.

Motion carried.

Nominations for journal clerk announced as follows:

Mr. Lewis nominated J. D. Hannegan; Mr. Gowey nominated Miss Anna Tarbell; Mr. White nominated John De Tiere; Mr. Gabel nominated Miss Kate Pearce.

The question being on the election of a journal clerk for the Council, resulted as follows;

For J. D. Hannegan—Messrs. Barker, Foster, Lewis, Roeder ank Sharpstein—5.

For John De Tiere—Messrs. Gowey, Hawley and White—3.

For Miss Kate Pearce—Mr. Gabel.

For Miss Anna Tarbell—Mr. President.

Paired—Mr. Steele with Mr. Cooke.

On motion of Mr. Lewis, Mr. J. D. Hannegan was declared elected journal clerk of this Council and the oath of office was afterwards administered by the president of the Council.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Dec. 15.

ELEVENTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 15, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke and Mr. Gowey, excused.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Sharpstein presented report of grand juty of Walla Walla county relative to justices of the peace in Walla Walla city.

Petition read.

REPORTS OF STANDING COMMITTEES.

Report of Committee on Mileage.

Mr. Lewis reported back the report of committee on mileage with amendments.

On motion Mr. Hawley's mileage was corrected to 550 miles.

On motion of Mr. Foster, report adopted as amended.

On motion of Mr. Roeder, report of mileage committee was certified to the honorable secretary of the territory.

PROPOSITIONS AND MOTIONS.

Mr. Hawley introduced:

Council Bill No. 31.—An act appropriating money for the support of the Washington School for Defective Youth.

Read first time.

On motion rules suspended, bill read second time by title and referred to committee on education with instructions to print.

Mr. Steele, of joint committee on visit to hospital for the insane, reported satisfactory arrangements made as to transportation.

The following named clerks were appointed for the several committees, and the oath of office administered by the president of the Council:

Miss Maud Wilson for committee on judiciary.

Miss Nina Troup for committee on ways and means.

Miss Anna Tarbell for committees on commerce and corporations.

On motion Council adjourned until 2 o'clock p. m. to-morrow.

Chief Clerk.

Approved Dec. 16, 1887.

TWELFTH DAY.

COUNCIL CHAMBER,
Olympia Dec. 16, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Absent—Mr. Cooke.

Prayer by chaplain.

Journal of yesterday read and approved.

On motion of Mr. Gowey the regular order of business was suspended and—

Council Memorial No. 1.—Relative to removal of Duncan Rock,

Read third time.

Question being: Shall memorial pass? resulted as follows:

Ayes—Messrs. Barker, Foster, Gowey, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Absent—Mr. Cooke.

Memorial passed, and title agreed to.

On motion of Mr. Roeder, amendments of Council Bill No. 19, reported from the judiciary committee, was adopted.

On motion Mr. Gowey, rules suspended, bill ordered engrossed and taken up Monday, December 19th.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 14, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there has been introduced in the House—

House Bill No. 43.—A bill for an act entitled "An act to provide for a constitutional convention to frame a constitution to submit to the voters of the Territory of Washington."

House Bill No. 44.—An act entitled "An act to protect salmon and other food fishes in the Territory of Washington, and in all waters upon which this territory has concurrent jurisdiction."

House Bill No. 45.—An act to provide for the organization and maintenance of the militia of Washington Territory.

House Bill No. 46.—An act for the relief of W. B. Kelly.

House Bill No. 47.—An act to authorize the board of school directors of district number thirty-five, of Lincoln county, Washington Territory, to borrow money to build a school house.

House Bill No. 48.—An act in relation to furnishing water for the capitol building.

House Bill No. 49.—A bill for an act entitled "An act to amend section two of an act of the Legislative Assembly of the Territory of Washington, entitled 'An act in relation to attachments and garnishments,' approved Feb. 3, 1886."

House Bill No. 50.—A bill for an act to provide for the subdivision of sections and reestablishment of obliterated corners.

House Bill No. 51.—A bill for an act to provide for the permanent location and construction of an hospital for the insane in eastern Washington.

House Bill No. 52.—An act to amend an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

House Bill No. 53.—An act regulating the running, driving, booming and rafting of logs, lumber and other timber, and authorizing private corporations to engage in such business.

House Bill No. 54.—An act entitled "An act for the registration of voters."

House Bill No. 55.—An act making it a misdemeanor for any person to ask or request for himself or another to be placed upon any jury, and making it a misdemeanor for any sheriff, constable or other person, when asked or requested so to do, to select or place any such person upon the jury, and providing for the punishment thereof.

House Bill No. 56.—An act to exempt smelting works for the reduction of iron ore, rolling mills and nail factories from taxation.

House Bill No. 57.—A bill entitled "An act in relation to the incorporation of cities and villages."

House Bill No. 58.—An act for the support of the University of the Territory of Washington.

And the House has passed—

House Joint Resolution No. 3.—In relation to postage stamps for members of the House and Council.

Herewith transmitted for your consideration.

T. G. NICKLIN,
Chief Clerk.

Council Bill No. 18.—Relating to surveys.

Bill read third time with report of judiciary committee.

On motion of Mr. Gowey, bill ordered engrossed and taken up Monday, the 19th of December.

House Memorial No. 2.—For the removal of obstructions in the upper Columbia river.

Read first time.

On motion rules were suspended, and memorial read second time by title.

Rules further suspended, considered engrossed, read third time, and placed upon its final passage.

The question being: Shall the memorial pass? resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Roeder, Sharpstein, Steele, White and Mr. President—10.

Not voting—Mr. Lewis.

Absent—Mr. Cooke.

House Memorial No. 3.—Praying for admission of Washington Territory as a state.

Read first time.

On motion rules suspended, read second time by title and referred to committee on memorials.

Council Joint Resolution No. 1.—

Read third time, as amended by the House.

On motion amendment of the House concurred in.

On motion of Mr. White, rules 29 and 46 of rules and orders of the Council conferred to committee on rules and orders with instructions to make them consistent.

REPORTS OF STANDING COMMITTEES.

Report of Committee on Education.

Mr. Lewis submitted report on Council Bill No. 9, an act to provide for the erection of a building or buildings for the Washington School for Defective Youth at Vancouver, Clarke county.

Report read and on motion bill referred back to committee on education with instructions to print, as reported.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 22, An act to amend section 2319 of the code of Washington Territory, beg leave to report as follows: That finding it necessary to make many important changes in the original bill submitted, make same by way of substituted act, which is herewith reported, and the passage of the same recommended.

MILTON GABEL,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 29, An act to amend section 1504 of chapter 105 of the code of Washington relating to sales of property by executors and administrators, have had the same under consideration and recommend that the bill do pass.

MILTON GABEL,

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 30, An act to amend sections 1446 and 1459 of chapter 102 of the code of Washington Territory, relating to the inventory and effects of deceased persons, have had the same under consideration and recommend its passage with the following amendment, to-wit:

In line 11 of section 1, after the word "than" and before the word "dollars," strike out the word "thirty" and insert "one hundred."

MILTON GABEL,
Chairman.

On motion Council adjourned until 10 o'clock a. m. tomorrow.

Chief Clerk.

Approved Dec. 17.

THIRTEENTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 17, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of yesterday read and approved.

On motion of Mr. Sharpstein, the sergeant-at-arms was granted four days leave of absence to commence Monday, Dec. 19.

On motion of Mr. Gable, the sergeant-at-arms was instructed to procure sufficient rooms for the several standing committees.

REPORTS FROM STANDING COMMITTEES.

Report of Committee on Corporations.

MR. PRESIDENT:—

We, your committee on corporations, to whom was referred Council Bill No. 12, respectfully report its approval and recommend its passage.

J. M. STEELE,
Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 16, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Joint Resolution No. 4.—Providing for the raising of a joint committee to visit coal mines.

Council Joint Resolution No. 5.—Relative to joint committee visiting the penitentiary at Walla Walla, with amendments noted, and Messrs. Eckler, Irwin and Bucey appointed as special committee on part of the House.

The resolutions are herewith transmitted and the House respectfully asks concurrence in its amendment to Council Joint Resolution No. 5.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Corporations.

MR. PRESIDENT:—

We, your committee on corporations, to whom was referred Council Bill No. 13, approve the same and recommend its passage.

J. M. STEELE,
Chairman.

Report of Committee on Corporations.

MR. PRESIDENT:—

We, your committee on corporations, to whom was referred Council Bill No. 14, respectfully approve the same and recommend its passage.

J. M. STEELE,
Chairman.

PROPOSITIONS AND MOTIONS.

By Mr. Thompson:

Council Bill No. 32.—An act for the relief of Henry Landes, S. W. Brown and B. L. Sharpstein.

Read first time.

On motion rules suspended, bill read second time by title and referred to committee on claims.

By Mr. Gowey:

Council Bill No. 33.—An act for the relief of John De Tiere.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on claims.

By Mr. Gowey:

Council Joint Resolution No. 7.—Relative to an examination as to the construction of the building for hospital of the insane, Fort Steilacoom.

Resolution read first time.

On motion, rules suspended, resolution read second time and referred to committee on hospital for the insane.

Council Joint Resolution No. 4.—Relative to the adjournment of the Council and House.

Read second time and referred to committee on education.

Council Joint Resolution No. 3.—Relative to unreasonable and extortionate charges by railroads and other transportation companies.

Read second time.

On motion of Mr. Gabel, further action on Council Joint Resolution No. 3 was indefinitely postponed.

Council Bill No. 12.—An act fixing the liability of railway companies for injuries to property.

Read third time.

On motion the bill was amended by striking out after the word "jurisdiction" in line 7, section 2, the words "in the county in which such animal was killed or wounded."

On motion, bill considered engrossed and placed upon its final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—8.

Nays—Messrs. Foster, Gabel and Mr. President—3.

Absent—Mr. Cooke.

Bill passed and title agreed to.

On motion of Mr. White, the vote on final passage of Council Bill No. 12 was reconsidered and the bill referred to the judiciary committee.

On motion of Mr. Sharpstein, the doorkeeper was instructed to perform the duties of sergeant-at-arms in addition to his duties as door-keeper, during the temporary absence of the sergeant-at-arms.

On motion, the president of the Council was granted leave of absence unil Tuesday next, and Mr. Sharpstein elected president *pro tem.*

Mr. Thompson announced himself paired with Mr. Sharpstein.

On motion, the Council adjourned until 10 o'clock a. m. next Monday.

Chief Clerk.

Approved Dec. 19.

FIFTEENTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 19, 1887.

Council met pursuant to adjournment.

Mr. Sharpstein in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, and White—9.

Absent—Messrs. Cooke, Steele, and Mr. President—3.

Prayer by the chaplain.

Journal of December 17th read and approved.

On motion of Mr. Roeder Mr. Sharpstein was elected president *pro tem.* of the Council.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Sharpstein presented a petition from residents of Walla Walla county praying for the reenactment of the woman's suffrage law.

Petition read, and on motion referred to judiciary commettee.

REPORTS FROM STANDING COMMITTEES.

Report of Committee on Printing.

MR. PRESIDENT:—

Your committee on printing, to whom was referred Council Bill No. 3, an act to limit the charges for transportation of property on railroads and steamboats in this territory, have had the same under consideration and respectfully recommend its passage.

B. L. SHARPSTEIN,
Chairman.

On motion of Mr. White the bill and report of committee was referred to the judiciary committee.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 10, An act to provide for the assessment of the property of railroad companies and corporations owning or operating railroads in the Territory of Washington, and for the levy and collection of taxes thereon, have had the same under consideration, and while expressing no objection to the bill or its legality, recommend that it be referred to the ways and means committee, for the reason that it is a revenue measure.

MILTON GABEL,
Chairman.

On motion of Mr. White report of committee adopted and bill referred to committee on ways and means.

Report of Committee on Judiciary.

Mr. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 15, An act to provide for and regulate the issuing of executions in this territory, have considered the same and beg leave to report that they recommend its passage.

MILTON GABEL,
Chairman.

On motion of Mr. Gowey rules were suspended and bill read third time.

Rules further suspended, considered engrossed and placed upon its final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8

Absent—Messrs. Cook and Steele and Mr. President.

Paired—Mr. President and Mr. Sharpstein.

Bill passed.

On motion, title of bill was made title of act.

Report of Committee on Judiciary.

Council Bill No. 12. On motion of Mr. Gowey the bill and report was laid on the table subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on Judiciary to whom was referred Council Bill No. 8, An act in relation to fencing railroads for the protection of livestock, have had the same under consideration and recommend its passage with the following amendments to the bill as printed:

In section one, line 5, strike out the words, "or cultivated fields of uninclosed": in line 9 insert the words, "by this act," after the word "required" and before the word "sufficient," and strike out the comma after the said word "required.; in line 15 strike out the words, "fields or inclosures."

In section two, line 7, strike out the words, "fields or inclosures"; in line 10 strike out the words, "fields or inclosures."

In section three, line 3, strike out the word "law" and insert the words, "this act"; after the word "by" and before the word "required," in line 8, strike out the word "stock."

Strike out all of section 5 and insert the following:

"Section 5.—That an act entitled, 'An act to secure to the owners of live stock payment of the full value of all animals killed or maimed by railroad trains,' approved November 28, 1883, is hereby repealed, and all acts or parts of acts in conflict with this act be, and the same are, hereby repealed.

MILTON GABEL,
Chairman.

On motion of Mr. Lewis report of committee was adopted.

Report of Committee on Judiciary.

Mr. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 21, have considered the same and recommend the passage of the bill with the following amendment, to wit: By striking out the figures, "1525½," in line 7, and insert instead thereof "1523½"; and in line 8 strike out the figures "1525½" and insert "section 1523½."

MILTON GABEL,
Chairman.

On motion of Mr. Gabel report of committee was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 17, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Memorial No. 4.—In relation to school lands in Washington Territory.

House Joint Resolution No. 5.—In relation to holiday adjournment from December 23 to January 2, 1888.

House Bill No. 59.—An act to establish the office of territorial examiner of stationary steam engineers, and for the examination and licensing of steam engineers as hereinafter provided.

House Bill No. 60.—An act to amend section 8 of the session laws of 1883 of an act entitled "An act creating and conferring jurisdiction upon the district court of the county of Kittitass."

House Bill No. 61.—An act to amend section 2677 of chapter CCIX of the code of Washington Territory, relating to offices for certain officers.

House Bill No. 62.—An act to amend section 3195 of the code, relating to the school law of Washington Territory.

House Bill No. 63.—An act for the relief of W. A. Reynolds.

House Bill No. 64.—An act to amend section 66 of an act entitled "An act to establish graded schools in incorporated cities or towns."

And the House has passed—

House Bill No. 11.—An act to amend section 919 of the code of Washington Territory, relating to offenses against public policy.

Herewith transmitted for your consideration.

T. G. NICKLIN
Chief Clerk.

PROPOSITIONS AND MOTIONS.

By Mr. Gabel:

Council Bill No. 34.—An act to appropriate $150 for the insurance from fire of the territorial capitol and library.

Read first time.

On motion rules suspended, and bill read second time by title.

Rules further suspended, bill read third time, considered engrossed, and placed upon its final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Paired—Mr. Sharpstein and Mr. President.

Bill passed.

On motion title of bill made title of act.

By Mr. Lewis:

Council Bill No. 35.—An act authorizing direct deeds of community real property between husband and wife, and prescribing their legal effect and mode of execution.

Read first time.

On motion rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

On motion of Mr. Gowey, the regular order of business was suspended to receive—

Report of Committee on Hospital for Insane.

MR. PRESIDENT:—

Your committee on hospital for insane, to whom was referred Council Joint Resolution No. 7, Providing for an examination of the hospital for the insane at Fort Steilacoom by the standing committees of this Legislative Assembly, now report that they have had said joint resolution under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion rules further suspended, resolution read third time, considered engrossed, and placed on final passage.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Paired—Mr. President and Mr. Sharpstein.

Resolution passed.

READING OF BILLS.

Council Bill No. 13.—

On motion of Mr. Gowey, laid on the table, subject to call.

Council Bill No. 14.—

On motion of Mr. Gabel, laid on the table, subject to call.

Council Bill No. 22.—An act entitled "An act to amend section 2319 of the code of Washington Territory in relation to acknowledgments.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Paired—Mr. President and Mr. Sharpstein.

Bill passed.

On motion title of bill made title of act.

Council Bill No. 29.—An act to amend section 1504 of chapter 105 of the code of Washington Territory relating to sales of property by executors and administrators.

Read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Paired—Mr. President and Mr. Sharpstein.

Bill passed.

On motion title of bill made title of act.

Council Bill No. 30.—An act to amend sections 1446 and 1459 of chapter 102 of the code of Washington Territory, relating to the inventory and effects of deceased persons.

Report of committee on judiciary read and on motion adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Paired—Mr. President and Mr. Sharpstein.

Bill passed.

On motion, title of bill made title of act.

House Joint Resolution No. 3.—Providing for postage stamps for members of the House and Council.

Read first time.

On motion, rules suspended, resolution read second time by title.

Rules further suspended, resolution read third time, considered engrossed and placed on its final passage.

Mr. Lewis moved to suspend further action on the resolution indefinitely.

Mr. Gowey moved to amend by referring to judiciary committee.

Amendment of Mr. Gowey adopted.

Council Joint Resolution No. 5.—For joint committee of Council and House to examine expenditures in building penitentiary.

Resolution read with House amendment as follows:

"Also that the committee shall visit the fisheries along the Columbia river."

Question being: Shall the Council concur in the House amendment? the vote resulted as follows:

Nays—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder and White—8.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Paired—Mr. President and Mr. Sharpstein.

On motion of Mr. Gabel the chief clerk of the Council was instructed to inform the House that the Council do not concur in the amendment.

House Joint Resolution No. 4.—Providing for raising a joint committee to visit coal mines.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on mines and mining.

On motion, Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Dec. 20.

SIXTEENTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Dec. 20, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Mr. Cooke and Mr. Steele.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Memorial presented of D. P. Ballard relative to the character of the judiciary of the second judicial district.

On motion of Mr. Sharpstein the memorial was ordered to be returned to the person presenting it without further action by the Council.

Mr. Gabel moved that the governor's message be referred

to the appropriate standing committees for such action by them as they may deem proper.

Motion carried.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 19, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 65.—Substitute for Council Bill No. 1.—An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory, and repealing all acts in conflict therewith.

House Bill No. 66.—An act to abolish the use of private seals, and to legalize instruments heretofore executed without such seals.

House Bill No. 67.—A bill for an act entitled "An act for the incorporation of towns and villages in the Territory of Washington."

House Bill No. 68.—An act disqualifying any person from being elected to or holding the office of county treasurer or sheriff for more than two consecutive terms.

House Bill No. 69.—An act to amend section 827 of chapter LXIX of the code of Washington Territory, defining the crime of burglary, and prescribing the punishment therefor.

House Bill No. 70.—An act relating to domestic animals running at large, and prescribing the manner of assessing and collecting damages.

House Bill No. 71.—An act in regard to recovery for intoxicating liquors sold.

The House has passed—

House Bill No. 28.—An act requiring courts of record in Washington Territory to hold their terms at the county seats of the several counties where terms are held under existing laws, or may be held under future provisions of law.

House Joint Resolution No. 5.—In relation to holiday adjournment.

Herewith transmitted for your consideration.

The House has receded from its amendments to—

Council Joint Resolution No. 5.—Relative to joint committee to visit Walla Walla penitentiary.

Herewith returned.

The speaker has signed—

House Memorial No. 2.—Praying for the removal of obstructions from the upper Columbia river.

Herewith for your signature.

T. G. NICKLIN,
Chief Clerk.

COMMUNICATIONS FROM THE SECRETARY OF THE TERRITORY.

TERRITORY OF WASHINGTON, SECRETARY'S OFFICE,
Olympia, Dec. 15, 1887.

HON. J. R. THOMPSON, *President of the Council:*

SIR:—At the solicitation of a number of the members of the Council I herewith transmit the manuscript of an index made under the provisions of a law approved February 4, 1886, pages 171 and 172.

It is an index of the code of 1881, and the session laws of 1883, also 1885-6, as well as all laws of a general and local nature left in operation after the compilation of the code of 1881.

Under the proviso of section six of the act payment for the printing of said index by the territory was expressly prohibited.

There being no authority to print at the expense of the of the United States, there was nothing left but to file it in this office.

This index was made by the late Edward Downard, an expert. I have made an estimate of the expense of printing *one* copy, type, etc., in same style as the code, also that of the Territory of Idaho.

The price, of course, will be reduced in the ratio of the number you have printed.

To print index, same style and type as index in Washington Territory code, making about 153 pages of 4360 ems nonpareil per page, at the rate allowed by law, viz. 75 cents per 1000 ems, will amount to about $500; paper, 48 lb. ($4.80 per ream) per book, 5 cents; press-work (@ 60 cents per token of 250 impressions of 8 pages) per book, 5 cents.

To be set in long primer, as Idaho index, about 340 pages; paper, each book, 10 cents; press-work, each book, 10 cents.

The Legislative Assembly intended this index should be printed as the code index of the State of Wisconsin was printed in the session laws of 1885 of that state. The volume of session laws should be in the territorial library.

Very respectfully,

Your obedient servant,

N. H. OWINGS,
Secretary of Washington Territory.

Communication read and referred to the judiciary committee.

REPORTS OF STANDING COMMITTEES.

Report of Committee on Memorials.

MR. PRESIDENT:—

Your committee on memorials, to whom was referred House Memorial No. 3, ask leave to report the same back and recommend that the memorial do pass.

HENRY ROEDER,
Chairman.

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 18, in relation to surveys; and Council Bill No. 19, in relation to arson; and Council Joint Resolution No. 1, in relation to furnishing printed copies of bills, resolutions, etc., to the governor and others, beg leave to report the same to the Council that they are properly engrossed.

HENRY ROEDER,
Chairman.

Report of Committee on Mines and Mining Interests.

MR. PRESIDENT:—

Your committee on mines and mining interests, to whom was referred House Joint Resolution No. 4, relating to the appointment of a joint committee to visit coal mines, now report that they have had said joint resolution under consideration and recommend its passage.

J. N. BARKER,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 7, beg leave to report that they have had the same under consideration, and being of the opinion that the Council should consider the same in committee of the whole, refer the same back to the Council with such recommendation.

MILTON GABEL,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 5, an act to provide for the sinking of artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor, have had the same under consideration and report that in their opinion said bill is unskillfully drawn, and recommend the passage of the following as a substitute therefor. * * *

MILTON GABEL,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 6, an act to make 8 hours a legal day's labor in Washington Territory, beg leave to report that they have had the same under consideration, and report the same without recommendation.

MILTON GABEL,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Joint Resolution No. 3, relating to postage stamps for members of the House and Council, have had the same under consideration and recommend that the Council do not concur, and offer the following as a substitute therefor.

MILTON GABEL,
Chairman.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred Council

Bill No. 32, for the relief of Henry Landes, S. W. Brown and B. L. Sharpstein, having examined the same, do hereby recommend the passage of said bill.

R. T. HAWLEY,
Chairman.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 26, an act for the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington Territory, beg leave to report as follows:

That they have had the same under consideration and recommend the passage of the same with the following amendment, to-wit:

In section 2, line 3, following and after the word "court," by inserting the words "approved by the chief justice thereof," preceding the word "the" in said line 3.

MILTON GABEL,
Chairman.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred Council Bill No. 33, for the relief of John DeTiere, having examined the same hereby recommend the passage of the bill.

R. T. HAWLEY,
Chairman.

PROPOSITIONS AND MOTIONS.

By Mr. Gowey:

Council Joint Resolution No. 8.—For providing copies of the laws of the territory for the library.

Read first time.

On motion rules suspended, and read second time by title.

Rules further suspended, read third time, considered engrossed, and placed on final passage.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke, and Steele—2.

Resolution passed, and title agreed to.

By Mr. Roeder:

Council Bill No. 36.—An act to amend section 2692 of the code of Washington Territory, relating to county printing.

Read first time.

On motion rules suspended, read second time by title and referred to committee on printing with instructions to print.

By Mr. Gabel:

Council Bill No. 37.—An act to provide for the printing, binding and distribution of the index to the code and session laws.

Read first time.

On motion rules were suspended, bill read second time by title, and referred to committee on ways and means with instructions to print.

By Mr. Sharpstein:

Council Bill No. 38.—An act fixing the time for holding the regular terms of the district court in the first judicial district of this territory.

Bill read first time.

On motion rules suspended, and read second time by title.

Rules further suspended, bill read third time, considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele—2.

Bill passed.

On motion title of bill made title of act.

By Mr. Roeder:

Council Bill No. 39.—An act to create the office of private secretary to the governor of Washington Territory, and to fix the compensation therefor.

Read first time.

On motion rules were suspended, bill read second time by title, and referred to judiciary committee.

By Mr. Barker:

Council Bill No. 40.—An act to pay H. C. Paige for putting the capitol building and grounds in order for the present Legislative Assembly.

Bill read first time.

On motion, rules suspended, bill read second time by title.

Rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele.

By Mr. Hawley:

Council Bill No. 41.—An act to tax and regulate fire, marine and fire and marine insurance companies.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on ways and means.

By Mr. Gowey:

Council Bill No. 42.—An act to amend section 91 of the code relating to verification of pleadings.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. White:

Council Joint Resolution No. 9.—That the sergeant-at-arms be empowered to expend not exceeding ten dollars for the purchase of type-writer paper for use of the committees and their clerks.

Resolution read first time.

On motion, rules suspended, read second time by title.

On motion rules further suspended, resolution read third time considered engrossed and placed on its final passage.

Question being, Shall the resolution pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele—2.

Resolution passed and title agreed to.

On motion of Mr. Foster, regular order of business suspended and—

House Joint Resolution No. 5.—Providing for adjournment for the holidays—

Read first time.

On motion, rules suspended and resolution read second time by title.

Rules further suspended, read third time and placed on final passage.

Question being, Shall the resolution pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.
Absent—Messrs. Cooke and Steele—2.
Resolution passed and title agreed to.

House Memorial No. 3.—Praying for the admission of Washington Territory as a state.
Read third time.
On motion memorial considered engrossed and placed on final passage.
Question being, Shall the memorial pass? the vote resulted as follows:
Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.
Absent—Messrs. Cooke and Steele—2.
Memorial passed and title agreed to.
On motion the Council took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

Council Bill No. 33.—An act for the relief of John De Tiere.
Read third time.
On motion, rules suspended, bill considered engrossed and placed on final passage.
Question being: Shall the bill pass? vote resulted as follows:
Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.
Absent—Messrs. Cooke and Steele—2.
Bill passed.
On motion, title of bill made title of act.

Council Bill No. 26.—An act for the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington Territory.
On motion, report of judiciary committee with amendment read and adopted.
Bill read third time.
On motion, rules suspended, bill considered engrossed and placed on final passage.
The question being, Shall the bill pass? the vote resulted as follows:
Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.
Absent—Messrs. Cooke and Steele—2.
Bill passed.
On motion, title of bill was made title of act.

House Bill No. 5.—An act to provide for the sinking of artesian wells in the counties of Adams and Franklin, Washington Territory and appropriating money therefor.

Report of judiciary committee with amendment of substituted bill read and on motion adopted.

On motion, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele—2.

Bill passed.

On motion title of bill made title of act.

Council Bill No. 5.—An act to amend chapter CLXXXV of the code of Washington, relating to the formation of corporations.

Mr. Sharpstein offered a substitute for the original bill, which on motion was ordered engrossed and referred to judiciary committee.

Council Bill No. 18.—An act relating to surveys authorized by the congress of the United States in the Territory of Washington.

Bill read third time and on motion placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele.

Bill passed.

On motion the title of bill was made title of act.

Council Bill No. 19.—An act relating to the crime of arson and to provide punishment therefor.

Bill read third time and on motion placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele—2.

Bill passed.

On motion, title of bill made title of act.

House Joint Resolution No. 4.—Relating to the appointment of a joint committee to visit coal mines.

Resolution read third time.

Mr. Gowey moved to amend by striking out the words "such leave of absence to commence on the 29th day of December, 1887."

Amendment adopted.

On motion resolution considered engrossed and placed on its final passage.

Question being, Shall the resolution pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and Mr. President—9.

Nays—Mr. White.

Absent—Messrs. Cooke and Steele.

Resolution passed and title agreed to.

Council Bill No. 6.—An act to make 8 hours a legal day's labor in Washington Territory.

Bill read third time.

On motion, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Lewis and Sharpstein—3.

Nays—Messrs. Barker, Gabel, Gowey, Hawley, Roeder, White and Mr. President—7.

Absent—Messrs. Cooke and Steele—2.

Council refused to pass the bill.

Council Bill No. 7—

On motion of Mr. Gowey, was made special order for Tuesday, 11 o'clock a. m., January 3, 1888.

Council Bill No. 8—

On motion of Mr. Roeder, was made special order for to-morrow at 11 o'clock a. m.

Introduced by Mr. Barker:

Council Joint Resolution No. 10.—For the appointment of a committee to visit the Washington School for Defective Youth.

Read first time.

On motion, rules suspended and read second time by title,

Rules further suspended, read third time, considered engrossed and placed on final passage.

Question being, Shall the resolution pass? the vote resulted as follows:

Ayes—Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Messrs. Cooke and Steele.

Resolution passed and title agreed to.

The president announced on the part of the Council commit-

tee to visit penitentiary—Messrs. Gabel, Sharpstein and Roeder; to visit coal mines—Messrs. Lewis and Steele.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

SEVENTEENTH DAY.

COUNCIL CHAMBER,
Olympia, Dec. 21, 1887.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Mr. Cooke and Mr. Steele.

Prayer by the chaplain.

On motion, reading of journal of yesterday was dispensed with.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Roeder:

Council Memorial No. 3.—Asking for an additional appropriation for the custom house building at Port Townsend.

Read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, read third time, considered engrossed and placed on its final passage.

The question being, Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10

Absent—Messrs. Cooke and Steele.

Memorial passed and title agreed to.

On motion the clerk was instructed to notify the House forthwith of the passage of Council Memorial No. 3.

The president announced he was about to sign—

House Memorial No. 2.—Praying for the removal of obstructions from the upper Columbia river.

REPORTS FROM STANDING COMMITTEES.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 17, an act authorizing indebtedness to be

created by counties, cities, school districts and incorporated towns, and in relation thereto, report that they have had the same under consideration and recommend that the bill do pass with the following amendments to the bill as printed:

That the title be amended so as to read: "An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns, and in relation thereto, and to repeal an act entitled 'An act to amend section 2683 of the code of Washington Territory,'" approved February 3, 1886.

And in line one (1) of section 2 insert a comma after the word "same" and before the word "of."

In line 6 of section 3 insert the word "bridges" after the words "railway" and before the word "and."

In section 4 strike out the following words in lines 14 and 15, to-wit: "This act shall take effect from and after its passage and approval," and add the following:

"Sec. 5. That the act entitled 'An act to amend section 2683 of the code of Washington Territory,' approved February 3, 1886, be and the same is hereby repealed.

"Sec. 6. This act shall take effect and be in force from and after its passage."

JOHN F. GOWEY,
Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec. 20, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there has been introduced in the House—

House Bill No. 72.—A bill for an act to amend an act to authorize school district No. 58 of Clarke county to erect a public school house and to borrow money to pay therefor.

House Bill No. 73.—An act to prevent certain animals from running at large.

House Bill No. 74.—An act to provide for the propagation and preservation of salmon, and the appointment of a fish commission.

House Bill No. 75.—A bill entitled "An act relating to elections."

House Bill No. 76.—A bill for an act entitled "An act in relation to crimes and misdemeanors."

Respectfully submitted,
T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Dec, 21, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Joint Resolution No. 10.—Relative to appointment of committee to visit the Washington School for Defective Youth.

Herewith, and has appointed, on part of the House, Messrs. Stevenson, Forrest and McMillan.

The House has concurred in Council amendment to—

House Joint Resolution No. 4.—Providing for a joint committee to visit coal mines.

And has appointed Messrs. Case, Keane, Humes and Payne as committee on part of the House.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee on engrossed bills, to whom was referred Council Bill No. 8, have had the same correctly engrossed, and ask leave to report the same back to the Council.

HENRY ROEDER,
Chairman.

On motion of Mr. Gowey, the Council took a recess of ten minutes to witness a brief exhibition by pupils from the Washington School for Defective Youth.

The president announced Messrs. Barker and Hawley committee on the part of the Council to visit the Washington School for Defective Youth.

Council Bill No. 17.—

Report of committee on ways and means, with amendments,

on motion of Mr. Sharpstein adopted and the bill ordered engrossed.

Council Bill No. 8.—An act in relation to fencing railroads for the protection of live stock.

Read third time.

Mr. Sharpstein moved to strike out in section 2, line 26, after the word "fees" the words, "but such fee shall not be taxed so long as any appeal taken in such case shall remain undisposed of."

Motion carried.

On motion of Mr. Gabel, the bill with copy of printed bill and amendments attached was ordered engrossed.

On motion of Mr. Roeder, the regular order of business was suspended to take up—

House Bill No. 28.—An act entitled "An act requiring courts of record in Washington Territory to hold their terms at the county seats of the several counties where terms are held under existing laws or may be held under future provisions of law.

Read first time.

On motion, rules suspended, bill read second time by title.

On motion, rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke and Steele—2.

Not voting—Mr. Foster.

Bill passed and on motion title of bill made title of act.

Mr. Lewis gave notice that he would offer a substitute for Council Bill No. 6 on or before Jan. 10, 1888.

On motion regular order of business further suspended to take up—

House Bill No. 11.—An act to amend section 919 of the code of Washington Territory, relating to offenses against public policy.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

On motion, the Council adjourned to January 2, 1888, at 2 o'clock p. m.

Chief Clerk.

Approved Jan. 2.

TWENTY-NINTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 2, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Gabel—2.

Prayer by the chaplain.

Journal of December 21, 1887, read and approved.

On motion of Mr. Sharpstein, Mr. Gabel was excused for two days.

On motion of Mr. Gowey, Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved January 3, 1888.

THIRTIETH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 3, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke, Gabel and Roeder—3.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Sharpstein presented list of names of residents of Walla Walla to be added to petition for the re-enactment of the woman's suffrage law.

On motion referred to judiciary committee.

Mr. Gowey presented petition from residents of Wahkiakum county, remonstrating against the passage of the woman suffrage act.

On motion referred to judiciary committee.

REPORTS FROM STANDING COMMITTEES.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Joint Resolution No. 3, Relating to postage stamps for members of the House and Council, have had the same under consideration and recommend that the Council do not concur, and offer the following as a substitute therefor.

MILTON GABEL,
Chairman.

PROPOSITIONS AND MOTIONS.

Bills were introduced and disposed of as follows:

By Mr. Sharpstein:—

Council Bill No. 43.—An act to provide for the manner of commencement of civil actions.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

By Mr. White:

Council Bill No. 44.—An act prescribing the qualifications of electors.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

By Mr. Sharpstein, by request:

Council Bill No. 45.—An act for the relief of Frank J. Parker for services as trustee of the Washington School for Defective Youth.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on claims.

By Mr. Lewis:—

Council Bill No. 46.—An act regulating the slaughtering of meat, game and fish.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee with instructions to print.

By Mr. Lewis:

Council Bill No. 47.—An act in relation to the regulation of weights and measures.

Bill read first time.

On motion, rules suspended, bill read second time by title

and referred to committee on ways and means with instructions to print.

By Mr. Barker:

Council Bill No. 48.—A bill for an act entitled "an act relative to motions for new trials in district courts and to repeal section 281 of the code of Washington Territory relative thereto."

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary with instructions to print.

By Mr. Thompson:

Council Bill No. 49.—An act in relation to verdicts of petit juries in district courts.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Thompson, by request:

Council Bill No. 50.—An act relative to offensive criticisms of the official acts of justices of the peace.

Bill read first time.

On motion further action on the bill indefinitely postponed.

By Mr. Gowey:

Council Bill No. 51.—An act to appropriate money to defray expenses of hospital for insane.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on hospital for insane, with instructions to print.

By Mr. Gowey:

Council Bill No. 52.—An act to provide for the publication and distribution of Volume 3, Reports of Supreme Court of Washington Territory.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on ways and means, with instructions to print.

By Mr. Steele:

Council Bill No. 53.—An act providing for proceedings supplementary to executions in justice's courts of Washington Territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

By Mr. Steele, by request:

Council Bill No. 54.—An act declaring in what instances a fence more than six feet in height shall be a nuisance.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Jan. 4.

THIRTY-FIRST DAY.

COUNCIL CHAMBER,
Olympia Jan. 4, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke, Gabel and Roeder—3.

Prayer by chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee, to whom was referred Council Bill No. 17, An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns, and to repeal an act entitled "An act to amend section 2683 of the code of Washington Territory," approved Feb. 3, 1886; also, Council Bill No. 8, "An act in relation to fencing railroad for the protection of live stock," beg leave to report the same to the Council that they are properly engrossed.

O. C. WHITE,
Of Committee.

Report of Committee on Education.

MR. PRESIDENT:—

Your committee on education, to whom was referred Council Bill No. 31, Appropriating money for the support of the

Washington School for Defective Youth, have carefully examined the bill and beg to report that they recommend the passage of the same with the following amendment accepted, to-wit:

In section 1, line 4, after the figures "1890" insert the following words: "and to meet an indebtedness arising from inadequate appropriation heretofore made," said amendment to precede the word "said" in line 4.

J. HAMILTON LEWIS,
Chairman.

Report of Committee on Education.

MR. PRESIDENT:—

Your committee on education, to whom was referred Council Bill No. 9, An act to provide for the erection of a building or buildings for the Washington School for Defective Youth at Vancouver, Clarke county, have carefully examined the same, and beg to report that they respectfully recommend its passage, with the following amendment, to-wit:

In section 12, line 4, the word "December" be stricken out and the word "September" inserted; and in line 5 figure "9" in the figures "1889" be stricken out and the figure "8" inserted, so that the same shall read as follows: "$15,000 payable September 30th, 1888, and the remaining $10,000 payable December 30th, 1888.

J. HAMILTON LEWIS,
Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia Dec. 21, 1887.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has concurred in Council amendments to—

House Bill No. 5.—An act to amend an act to provide for the sinking of artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor, approved Jan. 30, 1886.

House Memorial No. 3.—Praying for admission of Washington as a state.

The House has passed—

Council Memorial No. 3.—Asking for an additional appropriation for the custom house building at Port Townsend.

Council Joint Resolution No. 9.—Relative to purchase of typewriter paper for clerks.

Council Bill No. 34.—An act to appropriate $150 for the insurance from fire of the territorial capitol and library. Herewith returned.

And there has been introduced—

House Memorial No. 5.—In relation to excluding foreign paupers from the United States.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 3, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 77.—An act to amend section 943 of chapter 64 of the code of Washington Territory, relating to the computation of time in which an act is to be done.

House Bill No. 78.—An act to add a new section to chapter 64 of the code of Washington, relating to holidays.

House Bill No. 79.—An act adding a new section to chapter 64 of the code of Washington, to be known as section 743½, relating to the time of performance of an act appointed by law or contract to be performed on a particular day.

House Bill No. 80.—An act to exempt from taxation not to exceed $1,500 of property belonging to inmates of the insane hospital and persons who are otherwise totally disabled in a permanent manner.

House Bill No. 81.—An act relating to wire fences along public highways.

House Bill No. 82.—An act to change the seat of government of the Territory of Washington from the place where the same now is, etc., to North Yakima.

House Bill No. 83.—An act for the relief of Wm. Billings, J. K. Smith and Oliver Shead.

House Bill No. 84.—An act relative to motions for new trial in district courts, and to repeal section 281 of the code of Washington relative thereto.

House Bill No. 85.—An act to amend section ten of an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation," approved Feb. 4, 1886.

House Bill No. 86.—An act declaring it to be a misdemeanor for any person to discharge, in the vicinity of an inhabited dwelling house or in the streets of an incorporated city or an unincorporated town, in a reckless, careless or negligent manner any fire-arms, or to exhibit or flourish, etc.

House Bill No. 87.—An act to repeal an act entitled "An act fixing the mileage fee of the sheriff of Whatcom county.

House Bill No. 88.—An act to provide for the transportation of convicts to the territorial penitentiary, and to fix the compensation therefor.

House Bill No. 89.—An act to amend sections 1923, 1924, 1926, 1927, 1929, 1930, 1931, 1932, 1934, 1935, 1936 and 1937 of chapter 134 of the code of Washington Territory, relating to the examination of offenders committed for trial and taking bail.

House Bill No. 90.—An act to amend section 3277 of chapter 250 of the code of Washington relative to the examination of applicants for admission to practice as attorneys and counselors at law.

House Bill No. 91.—An act to amend section 1127 of chapter 89 of the code of Washington, relative to the place of imprisonment of prisoners.

House Bill No. 92.—An an to add a new section to chapter 69 of the code of Washington, to be known as section 840½, creating and defining the crime of malicious mischief, and providing punishment therefor.

House Bill No. 93.—An act to repeal section 2397 of chapter 183 of the code of Washington, relative to the burden of proof in transactions between husband and wife.

House Bill No. 94.—An act to provide for the manner of issuing warrants upon the treasurer of any county, school district, city or other municipal corporation.

House Bill No. 95.—An act to provide for an amended orthography to be used in the public schools and educational institutions receiving aid from the county or territorial treasurer, and all public printing in Washington Territory.

House Bill No. 96.—An act to provide for the incorporation of railroad companies.

House Bill No. 97.—An act in relating to the compensation of judges and clerks of the probate court.

House Bill No. 98.—An act to provide for the class of workmen to be engaged in performing the territorial printing, and fixing their compensation.

House Bill No. 99.—An act to provide against the spread of infectious or contagious diseases and in relation to quarantine of vessels in the Territory of Washington.

Respectfully submitted,

T. G. NICKLIN,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

By Mr. Steele:

Council Bill No. 55.—An act authorizing the joinder of matter in abatement with causes of defensive bar in civil actions.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Sharpstein:

Council Bill No. 56.—An act to provide for the regulation, licensing or prohibiting of the sale or disposal of spirituous, malt or other intoxicating liquors.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary with instructions to print.

By Mr. Sharpstein:

Council Bill No. 57.—An act to amend sections 3276 and 3278 of chapter 250 of the code of Washington, relating to attorneys and counselors at law, and to persons applying for admission to practice as such in this territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Gowey, by request:

Council Bill No. 58.—An act creating the office of recorder of deeds, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

THIRD READING OF BILLS.

Council Bill No. 21.—An act to amend chapter CV of the code of Washington entitled "Sales of property by executors and administrators."

On motion bill was amended according to report of committee.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gabel and Roeder—3.

Not voting—Messrs. Steele and Foster—2.

Bill passed.

On motion title of bill made title of act.

Council Bill No. 8.—An act in relation to fencing railroads for the protection of live stock.

Question being: Shall the bill pass? the vote resulted as as follows:

Ayes—Messrs. Barker, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gabel, and Roeder—3.

Not voting—Messrs. Steele, and Foster—2.

Bill passed.

On motion title of bill made title of act.

Council Bill No. 17.—An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns, and in relation thereto.

On motion bill read third time as engrossed.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke, Gabel and Roeder—3.

Not voting—Mr. Steele.
Bill passed.
On motion title of bill made title of act.

House Joint Resolution No. 3.—In relation to postage stamps for members of the House and Council.

On motion substitute reported by committee on judiciary was read and adopted.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Hawley, Sharpstein, White and Mr. President—6.

Absent—Messrs. Cooke, Gabel, Lewis and Roeder—4.

Not voting—Messrs. Gowey and Steele—2.

Resolution passed, and title agreed to.

On motion Council adjourned until to-morrow 10 o'clock a. m.

Chief Clerk.

Approved Jan. 5, 1888.

THIRTY-SECOND DAY.

COUNCIL CHAMBER,
Olympia, Jan. 5, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke, Gabel and Roeder—3.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Steele, petition from citizens and electors of Washington Territory for woman's suffrage.

On motion referred to judiciary committee.

REPORTS FROM STANDING COMMITTEES.

Report of committee on education on Council Bill No. 9 read and on motion bill and report referred to committee on ways and means.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan, 4, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 100.—An act creating the office of territorial public examiner and defining his powers and duties.

House Bill No. 101.—An act appropriating two hundred dollars for copies of records relating to the service of volunteers from Washington Territory during the war of the rebellion, and now on file in the war department at Washington, D. C.

House Bill No. 102.—An act to prohibit cattle, horses, mules, sheep or goats from running at large or being herded on any uninclosed lands in the several counties of Washington Territory, whenever a majority of the legal voters of any county shall vote in favor of the prohibition thereof.

House Bill No. 103.—An act prescribing rules and regulations for the execution of the trust arising under the act of congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 2, 1867.

House Bill No. 104.—An act to amend section 836 of the code of Washington relating to the crimes of embezzlement and larceny.

House Bill No. 105.—An act to amend an act entitled "An act to amend sections 2829, 2830, 2831, 2848, 2861, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958, 2962 of the code of Washington Territory, relating to the revenue."

House Bill No. 106.—An act to repeal an act entitled "An act to authorize road districts in Skagit, Whatcom and Island counties to levy special taxes for road and bridge purposes" approved Feb. 3, 1886.

House Bill No. 107.—An act to amend sections 2616 and 2625 of chapter CCLV of the code of Washington relating to notaries public.

And the speaker has signed—

House Joint Resolution No. 2.—Authorizing the governor to appoint a messenger during the session of the Legislative

Assembly.
Herewith for your signature.

T. G. NICKLIN,
Chief Clerk.

Report of committee on education on Council Bill No. 31, read and on motion bill and report referred to ways and means committee.

On motion Council Bill No. 41 was ordered printed.

PROPOSITIONS AND MOTIONS.

By Mr. Lewis:
Council Bill No. 59.—An act in relation to amendment of section 117 of chaptea 9, code of Washington, entitled "Arrests and Bail."
Read first time.
On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Lewis:
Council Bill No. 60.—An act in relation to public roads and highways.
Read first time.
On motion, rules suspended, bill read second time by title and referred to committee on roads and highways.

By Mr. Barker, by request:
Council Bill No. 61.—An act to provide for assignments by debtors for the benefit of all their creditors a just distribution of the estate of such debtors.
Read first time.
On motion, rules suspended, bill read second time by title and reierred to judiciary committee.

By Mr. White:
Council Bill No. 62.—An act for the relief of certain employes of the present Legislative Assembly.
Read first time.
On motion, rules suspended, bill read second time by title and referred to committee on ways and means.

The president announced that he was about to sign—
House Joint Resolution No. 2.—Authorizing the governor to appoint a messenger during the session of the Legislative Assembly;

Council Joint Resolution No. 1.—Providing for furnishing copies of printed bills, resolutions and memorials to the governor and chief clerks of both Houses and to reporters;

Council Bill No. 34.—An act to appropriate $150 for the insurance from fire of the territorial capitol and library;

Council Joint Memorial No. 3.—Asking for an additional appropriation for the custom house building at Port Townsend.

On motion Council adjourned until to-morrow morning at 10 o'clock a. m.

Chief Clerk.

Approved Jan. 6.

THIRTY-THIRD DAY.

COUNCIL CHAMBER,
Olympia, Jan. 6, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Gabel, petition from Farmers' Alliance, Whitman county, read and filed.

PROPOSITIONS AND MOTIONS.

Bills were introduced and disposed of as follows:

By Mr. White:

Council Bill No. 63.—An act to create the office of attorney-general for the Territory of Washington, defining the duties of the office and to fix the compensation.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. White:

Council Bill No. 64.—An act to protect salmon and other food fishes in the Territory of Washington, and upon all waters upon which this territory has concurrent jurisdiction.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Gowey:

Council Bill No. 65.—An act to amend an act entitled "An act to amend sections 2106 and 2107, code of Washington, 'Costs in certain cases.'"

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Gowey:

Council Bill No. 66.—An act in relation to the assessment and collection of revenue for territorial purposes.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Gowey:

Council Bill No. 67.—An act to repeal section 2 of an act entitled "An act to amend an act creating a board of pilot commissioners and pilots of the Columbia river and bar," approved November 9, 1877.

Read first time.

On motion rules suspended, bill read second time by title.

Rules further suspended, bill read third time, considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

By Mr. Gowey:

Council Bill No. 68.—An act to provide for the assessment for taxation of the property and income of railroads and railroad companies or corporations owning or operating railroads or steamboats, and ferries in connection with such railroads in the Territory of Washington, and for the levy and collection of taxes thereon.

Read first time.

On motion rules were suspended, bill read second time by title, and referred to committee on ways and means with instructions to print.

Report of Committee on Education.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 24, An act for support of the territorial University of Washington, beg leave to report that they have examined the same and recommend its passage with the following amendment: Striking out the words "ten thousand dollars" in section 1, line 8, and insert therein the words "twelve thousand dollars (12,000.00)," so that when amended shall read: "twelve thousand dollars for the payment of salaries of teachers and professors."

J. HAMILTON LEWIS,
Chairman.

Bill with report of committee referred to committee on ways and means.

By Mr. Gowey, by request:

Council Bill No. 69.—An act to regulate the practice of dentistry and protect the people against empiricism in relation thereto in the Territory of Washington.

Read first time.

On motion rules suspended, read second time by title and referred to committee on education with instructions to print.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred Council Bill No. 32, For the relief of Henry Landes, S. W. Brown and B. L. Sharpstein, having examined the same, do hereby recommend the passage of said bill.

R. T. HAWLEY,
Chairman.

Bill read third time.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, White and Mr. President—8.

Absent—Messrs. Cooke, Roeder and Steele—3.

Not voting—Mr. Sharpstein.

Bill passed.

On motion title of bill make title of act.

On motion Council Bill No. 7 was laid on the table subject to call.

On motion the following telegram was sent to Mr. Thompson, member of the House from Pierce county:

LEGISLATIVE COUNCIL CHAMBER,
Olympia, W. T., Jan. 6, 1888.

HON. W. J. THOMPSON, Tacoma, W. T.

The Council expresses sincere sympathy with you in your great bereavement, and has adjourned as a token of respect.

JOHN R. THOMPSON,
President of the Council.

On motion the Council adjourned until Monday, January 9, 1888, 2 o'clock p. m.

Chief Clerk.

Approved Jan. 9, 1888.

THIRTY-SIXTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 9, 1888.

Council met pursuant to adjournment.

On motion Mr. Sharpstein was elected president *pro tem.*

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.

Absent—Mr. Cooke and Mr. President—3.

Prayer by the chaplain.

Journal of January 6 read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Lewis, remonstrance from citizens of King county against the passage of the bill "prohibiting dogs running deer, etc."

On motion referred to committee on judiciary.

PROPOSITIONS AND MOTIONS.

By Mr. Foster:

Council Bill No. 70.—An act to provide for the locating, opening and maintaining of roads and chutes to be used for lumbering and logging purposes, and providing for the compensation for the use of lands condemned for such purposes.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Barker:

Council Bill No. 71.—An act to encourage and protect the propagation of quail, Mongolian pheasants and other game birds.

Read first time.

On motion rules suspended, read second time by title and referred to committee on agriculture with instructions to print.

By Mr. Lewis:

Council Bill No. 72.—An act to provide for the protection of dykes and dams in Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on commerce.

By Mr. Lewis:

Council Bill No. 73.—An act entitled "An act to establish pilots and pilot regulations for Juan de Fuca strait, Puget Sound and all American waters pertaining thereto.

Read first time.

On motion rules suspended, read second time by title and referred to committee on commerce with instructions to print.

By Mr. Lewis:

Council Bill No. 74.—An act to organize school districts in cities and incorporated towns of eight thousand inhabitants and to provide for the maintenance and government of public schools therein.

Read first time.

On motion, rules suspended and read second time by title and referred to committee on education, with instructions to print.

By Mr. Sharpstein:

Council Bill No. 75.—An act for the relief of Paine Brothers of Walla Walla.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on claims.

On motion of Mr. Steele, Council Bills Nos. 13 and 14 were referred to judiciary committee.

By. Mr. Sharpstein:

Council Bill No. 76.—An act in relation to water rights in Washington Territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Sharpstein:
Council Bill No. 77.—An act relating to election of justices of the peace.
Read first time.
On motion, rules suspended, read second time by title and referred to judiciary committee.

By Mr. Sharpstein:
Council Bill No. 78.—An act for the relief of Frank W. Paine.
Read first time.
On motion rules suspended, read second time by title and referred to committee on claims.

By Mr. Gowey:
Council Bill No. 79.—An act to amend section 2 of an act relating to pilot commissioners and pilots on the Columbia river.
Read first time.
On motion rules suspended, read second time by title.
Rules further suspended, read third time.
On motion bill was amended by inserting enacting clause.
Considered engrossed and placed on final passage.
Question being: Shall the bill pass? the vote resulted as follows:
Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.
Absent—Mr. Cooke and Mr. President—2.
Bill passed.
On motion title of bill made title of act.

Council Bill No. 12.—
On motion was indefinitely postponed.

Report of Committee on Ways and Means.

MR. PRESIDENT:—
Your committee on ways and means, to whom was referred Council Bill No. 37, entitled "An act to provide for the printing, binding and distribution of the index to the code and session laws," have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and White—9.

Absent—Mr. Cooke and Mr. President—2.

Not voting—Mr. Steele.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 62, entitled "An act for the relief of certain employes of the present Legislative Assembly," have had the same under consideration and report it back recommending its passage.

JOHN F. GOWEY,
Chairman.

Bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.

Absent—Mr. Cooke and Mr. President—2.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 66, entitled "An act relating to the assessment and collection of revenue for territorial purposes," have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion the following amendment was added:

"Providing that the provisions of this act shall not apply to any delinquent taxes for and on account of the failure of any railroad company or corporation to pay any and all taxes assessed against the same.

Bill read third time as amended, and on motion referred to committee on judiciary.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 59, An act to amend section 117 of chapter IX of the code of Washington Territory entitled "Arrests and bail," have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.

Absent—Mr. Cooke and Mr. President—2.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 55, An act authorizing the joinder of matters in abatement with causes of defense in bar in civil actions, have had the same under consideration and recommend its indefinite postponement.

MILTON GABEL,
Chairman.

On motion reading of bill dispensed with and report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 42, An act to amend section 91 of the code of Washington Territory, relating to verification of pleadings, have had the same under consideration and report that they recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time and on motion placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.

Absent—Mr. Cooke, and Mr. President—3.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 49, An act in relation to verdicts of petit juries in district courts, have had the same under consideration and report that they recommend its indefinite postponement.

MILTON GABEL,
Chairman.

On motion further reading of the bill was dispensed with, and report of committee adopted.

Report of Committee on Judiciary.

Mr. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 65, An act to amend an act entitled "An act to amend sections 2106 and 2107 of the code of Washington Territory, 'Costs in certain cases.'" have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

Bill read third time.

On motion report of committee was adopted, and bill placed on its final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis,Roeder, Sharpstein, Steele and White—10.

Absent—Mr. Cooke and Mr. President—2.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

Mr. PRESIDENT:—

Your committee on judiciary to whom was referred Council

Bill No. 53, An act providing for proceedings supplementary to execution in justice's courts of Washington Territory, have had the same under consideration and report that they recommend its indefinite postponement.

MILTON GABEL,
Chairman.

On motion, further reading of bill dispensed with and report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 54, An act declaring in what instances a fence more than six feet in height shall be a nuisance, have had the same under consideration and report that they recommend its indefinite postponement.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 63, An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and fix the compensation, have had the same under consideration and recommend its passage with the following amendment: In line three of section three, strike out the following words, "for a period not less than five years prior to the date of his appointment.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time as amended.

On motion, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White—9.

Nays—Mr. Steele.

Absent—Mr. President and Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council

Bill No. 57, An act to amend sections 3276 and 3278 of chapter CCL of the code of Washington Territory, relating to attorneys and counsellors at law and to persons applying for admission to practice as such in this Territory, have had the same under consideration and report that they recommend its indefinite postponement.

M. GABEL,
Chairman.

On motion, the bill was recommitted to the judiciary committee.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 48, An act relative to motions for new trial in district courts, and to repeal section 281 of the code of Washington Territory relative thereto, have had the same under consideration and report that they recommend its passage.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time, considered engrossed and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—9.

Absent—Mr. President and Mr. Cooke.

Not voting—Mr. Roeder.

Bill passed.

On motion the title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 11, An act to amend section 919 of the code of Washington Territory, relating to offences against public policy, have had the same under consideration and recommend its passage with the following amendment: Strike out the word "five" and insert the word "three," in line seventeen of section one.

MILTON GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time, as amended, considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—10.
Absent—Mr. Cooke and Mr. President.
Bill passed.
On motion, title of bill made title of act.

Report of Judiciary Committee.

MR. PRESIDENT:—
Your committee on judiciary to whom was referred Council Bill No. 58, An act creating the office of recorder of deeds and other instruments of writing, have had the same under consideration and report it back with the recommendation that the same do not pass.

M. GABEL,
Chairman.

On motion, further reading of bill dispensed with and report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—
Your committee on judiciary to whom was referred Council Bill No. 39, An act to create the office of private secretary to the governor of Washington Territory, and to fix the compensation thereof, report it back with the recommendation that the same be indefinitely postponed. This committee believes that the object sought to be attained by said bill, namely, the relief of the executive of the territory can be better accomplished by appropriating the specific amount for the use of the executive as a contingent and incidental fund, and in accordance with this view, have prepared a bill to that effect reported herewith.

M. GABEL,
Chairman.

On motion, report of committee adopted and substituted bill accepted and laid on the table one day, subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—
Your committee on judiciary to whom was referred Council Bill No. 44, An act prescribing the qualifications of electors in the Territory of Washington, have had the same under consideration and beg leave to report by substitute and recommend the passage of the latter.

M. GABEL,
Chairman.

On motion, report of committee adopted and bill made special order for Wednesday, January 11, at 11 o'clock a. m.

On motion Council adjourned until to-morrow morning at 10 o'clock a. m.

Chief Clerk.

Approved Jan. 10.

THIRTY-SEVENTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Jan. 10, 1888.

Council met pursuant to adjournment.

On motion Mr. Sharpstein was elected president *pro tem.*

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and White—9.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Prayer by the chaplain.

Journal of yesterday read and approved.

On motion Mr. President was excused from attendance to-day.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 9, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 1.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory."

Also—

House Bill No. 108.—Substitute for House Bill No. 72.—An act to provide for the payment of the indebtedness of school districts in certain cases.

And the speaker has signed—

House Bill No. 28.—An act requiring courts of record in Washington Territory to hold their terms of court at the county seats of the several counties where terms are held under existing laws or may be held under future provisions of law.

Also—

House Bill No. 5.—To amend section 2 of an act to provide for the sinking of artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor, approved June 30, 1886.

Herewith transmitted for your signature.

There have been introduced in the House—

House Bill No. 109.—An act to regulate and license fire, marine, life and other insurance companies of Washington Territory.

House Bill No. 110.—An act to amend an act creating a board of pilot commissioners and pilots on the Columbia river and bar, approved Nov. 29, 1871, and to create section 15.

House Bill No. 111.—An act to provide for a public dyking system upon the overflowed lands of Washington Territory.

House Bill No. 112.—An act in regard to a territorial reform school for juvenile offenders.

House Bill No. 113.—An act to prevent trespasses by sheep upon certain lands in this territory, and to punish the owners of such sheep for violations of this act.

House Bill No. 114.—An act relating to the location and recording of quartz mining claims, and providing for assessment work done thereon.

House Bill No. 115.—An act regarding the herding and care of stock, and providing in what cases it shall be unlawful for certain animals to run at large or be herded upon the range in any county in Washington Terrritory.

House Bill No. 116.—An act to protect live stock, and providing inspection for quarantine purposes.

House Bill No. 117.—An act legalizing the acts of the county officers of Douglas county, Washington Territory.

House Bill No. 118.—An act to provide for the appointment of a code commission, and to make an appropriation for the same.

House Bill No. 119.—An act to amend an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

House Bill No. 120.—An act to repeal an act entitled "An act to amend section 2552, chapter 198 of the code of Washington Territory, relating to marks and brands."

House Bill No. 121.—An act to provide for the assessment, levy and collection of taxes upon the property of railroad companies in this territory.

House Bill No. 122.—An act providing for the letting of convict labor by contract.

House Bill No. 123.—An act to govern the officers of the territorial penitentiary.

House Bill No. 124.—An act providing for the commutation of sentence of territorial prisoners.

House Bill No. 125.—An act to amend section 1961, chapter CXXXVIII, of the code of Washington Territory, relating to liens of mechanics and others upon real property.

House Bill No. 126.—An act to amend section 6 of an act entitled "An act concerning conveyances of real estate, and providing a form for deeds, mortgages and certificates of acknowledgment, and declaring the effect thereof," approved Jan. 21, 1886.

House Bill No. 127.—An act to amend sections 25 and 26 of an act entitled "An act to amend the common school law of Washington Territory."

House Bill No. 128.—A bill for an act in relation to animals kept for breeding purposes.

House Bill No. 129.—An act to amend section 2984, chapter CCXXIX, of the code of Washington Territory, relating to roads, ferries, bridges and travel on public highways.

House Bill No. 130.—An act to amend section 344 of chapter 32 of the code of Washington Territory relating to the giving of mortgages on real estate owned and occupied as a homestead.

House Bill No. 131.—An act to amend section 24 of an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

House Bill No. 132.—An act to amend sections 1770, 1771, 1772, 1773 of chapter CXIX of the code of Washington, Territory relating to trial by jury of actions before justices of the peace.

House Bill No. 133.—An act to repeal an act entitled "An act to amend section 2552, chapter 198, of the code of Washington Territory, relating to marks and brands," approved Feb. 4, 1886.

House Bill No. 134.—An act to amend chapter 229 of the code of Washington Territory, relating to public highways.

T. G. NICKLIN,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

By Mr. Lewis:

Council Joint Resolution No. 11.—To prevent further introduction of bills after January 19, 1888.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Gowey:

Council Bill No. 80.—An act to repeal section 3079 of chapter 242 of the code of Washington Territory relating to to elections, approved Feb. 3, 1886.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

Council Bill No. 5.—An act to amend an act entitled "An act to amend sections 2421, 2430 and 2434 of chapter 185 of the code of Washington Territory, relating to corporations," approved Feb. 3, 1886, and to amend section 2448 of the code of Washington Territory, relating to the formation of corporations, and to amend chapter 185 of the code of Washington Territory, relating to the formation of corporations.

Bill read third time as amended.

On motion the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and White—9.

Absent—Messrs. Cooke, Steele and Mr. President—3.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Joint Resolution No. 1, Providing for furnishing copies of printed bills, resolutions and memorials to the governor, members and chief clerks of both Houses and to reporters; Council Joint Resolution No. 5, Relative to joint committee to visit the penitentiary at Walla Walla; Council Joint Resolution No. 9, Relative to the purchase of typewriter paper for use of the committees and their clerks; and, Council Joint Resolution No. 10, Relative to appointment of committee to visit the Washington School for Defective Youth, beg leave to report that the same have been properly enrolled and are herewith returned.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

On motion Council adjourned until to-morrow 10 o'clock a. m.

Chief Clerk.

Approved Jan. 11, 1888.

THIRTY-EIGHTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 11, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke, and Roeder.

Prayer by the chaplain.

Journal of yesterday read and approved.

The president announced that he was about to sign the following bills:

Council Joint Resolution No. 5.—For joint committee of three from the Council and three from the House to examine expenditures in building penitentiary.

Council Joint Resolution No. 10.—For the appointment of a committee to visit the Washington School for Defective Youth.

Council Joint Resolution No. 9.—That the sergeant-at-arms procure $10 worth of type writer paper for committees and clerks of the Council.

House Bill No. 5.—An act to amend an act entitled "An act to provide for sinking artesian wells in the counties of Adams and Franklin, Washington Territory, and appropriating money therefor," approved January 30, 1886.

House Bill No. 28.—An act entitled "An act requiring courts of record in Washington Territory to hold their terms at the county seats of the several counties where terms are held under existing laws or may be held under future provisions of law."

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 43, An act to provide the manner of commencing civil actions, have had the same under consideration, and recommend the substitution of the bill as printed for the original bill, and that it do pass with the following amendments: In section one, after the words "signature of plaintiff or his attorney," insert the following: "But no fee shall be taxed by plaintiff or his attorney for making any copy or copies of any summons or complaint when made by plaintiff or his attorney;" and strike out the word "place" in line 2 of section 12.

M. GABEL,
Chairman.

On motion report of committee and amendment adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council

Bill No. 80, An act to repeal section 3079 of chapter CCXLII, as amended by section 1 of an act entitled "An act to amend sections 3079 and 3084 of chapter CCXLII of the code of Washington Territory, relating to elections," approved February 3, 1886," have had the same under consideration and report the following as a substitute therefor.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion, rules suspended, considered engrossed, and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 57, "An act to amend sections 3276 and 3278 of chapter CCL of the code of Washington Territory relating to attorneys and counselors at law, and to persons applying for admission to practice as such in this territory, have had the same under consideration and recommend its passage with the following amendment: In line 17, section 1, strike out the words, "one year" and insert the words "eighteen months."

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill as amended read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council

Bill No. 77, An act relating to the eliction of justices of the peace, have had the same under consideration and report it back recommending its passage.

M. GABEL.
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill was made title of act.

Substituted—

Council Bill No. 39.—An act to appropriate money for territorial incidental expenses of the executive office.

Report of committee adopted.

Read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Absent—Mr. Cooke.

Not Voting—Mr. Steele.

Bill passed.

On motion, title of bill made title of act.

PROPOSITIONS AND MOTIONS.

Under suspension of regular order of business Mr. Gowey introduced—

Council Bill No. 81.—An act to relieve the adjutant-general of Washington Territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on military affairs.

Mr. Lewis offered a substitute for—

Council Bill No. 7.—An act for the payment of wages in lawful money of the United States.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

The president announced that the governor, judges of the supreme court, territorial secretary, auditor and treasurer would visit the Council.

On motion they were invited within the bar, and Council took a recess of 15 minutes.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 10, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 135.—An act to amend sections 2557 and 2558 of chapter CC of the code of Washington Territory entitled "An act to provide a bounty for killing wild animals.

House Bill No. 136.—An act requiring municipal corporations to take a bond from contractors contracting to do work or make any improvements for such municipal corporations, conditional to pay laborers, mechanics, material, men and others.

House Bill No. 137.—An act to repeal an act entitled "An act to provide for the collection of road taxes and the maintenance of roads in Kitsap county.

House Bill No. 138.—A bill for an act to provide for the erection of a building or buildings for the Washington School for Defective Youth at Vancouver, in Clarke county, W. T.

House Bill No. 139.—An act to amend an act entitled "An act for the support of the University of Washington Territory."

House Bill No. 140.—An act to amend an act entitled "An act in relation to attachments and garnishments," approved Feb. 3, 1886.

House Bill No. 141.—An act to provide for the construction and maintenance of dikes and dams in certain cases.

And the House has passed—

House Bill No. 14.—An act entitled "An act in relation to holidays."

House Bill No. 29.—An act to amend section two of an act entitled "An act to amend sections 1975 and 1977 of chapter 139 of the code of Washington Territory, relative to liens," approved Jan. 21, 1886.

Council Memorial No. 1.—Relative to the removal of Duncan Rock.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 11, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 58½.—An act to appropriate the sum of $180 for the purchase of postage stamps for the use of members.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 11, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Joint Resolution No. 1.—Providing for furnishing copies of printed bills, resolutions and memorials to the governor, members and chief clerks of both Houses and to reporters.

Council Joint Resolution No. 5.—Relative to joint committee to visit the peniteniary at Walla Walla.

Council Joint Resolution No. 9.—Relative to purchasing type writer paper for clerks of committees.

Council Joint Resolution No. 10.—Relative to appointment of committee to visit the Washington School for Defective Youth.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 11, 1888.

MR. PRESIDENT:—

I am instrunted by the House to inform the Council that the House has passed—

House Bill No. 69.—An act to amend section 827 of chapter 69 of the code of Washington Territory, defining the crime of burglary and prescribing the punishment therefor.

House Bill No. 24.—An act for the relief of Skamania county, Washington Territory.

House Bill No. 55.—An act making it a misdemeanor for any person to ask or request for himself or another to be placed upon any jury and making it a misdemeanor for any sheriff, constable or other person when asked or requested so to do, to select or place any such person upon the jury and providing for the punishment thereof.

House Bill No. 52.—An act to amend an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

Herewith for your consideration.

T. G. NICKLIN,
Chief Clerk.

Council Bill No. 44.—An act prescribing the qualifications of electors in the Territory of Washington.

Substituted bill read as amended and on motion amendments adopted.

Mr. Lewis offered a substitute to—

Council Bill No. 44.—Submitting to the qualified electors of Washington Territory the question of female suffrage.

Substitute read first time.

Mr. Lewis moved that his substitute be adopted; the vote resulted as follows;

Ayes—Messrs. Barker, Gowey, Lewis and Sharpstein—4.

Nays—Messrs. Foster, Gabel, Hawley, Roeder, Steele, White and Mr. President—7.

Absent—Mr. Cooke.

The substitute of Mr. Lewis was lost.

On motion, the rules were suspended and Mr. White, of the committee on engrossed bills, reported Council Bill No. 44, as amended, correctly engrossed.

On motion, report adopted.

Bill as amended read third time.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Roeder, Steele, White and Mr. President—8.

Nays—Messrs. Barker, Lewis and Sharpstein—3.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill made title of act.

On motion Council adjourned until to-morrow morning at 10 o'clock a. m.

Chief Clerk.

Approved Jan. 12.

THIRTY-NINTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 12, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Gabel, petitions and remonstrances on the woman suffrage law.

On motion the clerk was instructed to transmit the same to the House with Council Bill No. 44.

PROPOSITIONS AND MOTIONS.

By Mr. Sharpstein:

Council Bill No. 82.—An act to regulate mode of proceeding to appropriate lands, real estate and other property by corporations for corporation purposes, and of ascertaining and securing compensation therefor.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Sharpstein:

Council Bill No. 83.—An act in relation to powers of corporations, and to amend chapter 187 of the code of Washington Territory relating to the same subject.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Sharpstein:

Council Bill No. 84.—An act to amend section 2434 of chapter 185 of the code of Washington, relating to the formation of corporations.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Lewis, by request:

Council Bill No. 85.—An act to promote open nominations to office and provide greater security for the secrecy of the ballot.

Read first time.

On motion rules suspended, read second time by title and referred to committee on elections.

By Mr. Gowey, by request:

Council Bill No. 86.—An act providing for the proper confinement of territorial convicts from the counties of Clarke, Skamania, Cowlitz, Wahkiakum, Pacific, Lewis, Thurston, Chehalis, Pierce, Mason, King, Kitsap, Jefferson, Island, Snohomish, Clallam, San Juan, Skagit and Whatcom.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 11, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 142.—An act to create a district court for the county of Kitsap, and to define the jurisdiction thereof:

House Bill No. 143.—An act to provide for the assessment and taxation of telegraph companies in the Territory of Washington.

House Bill No. 144.—An act to repeal section 852, chapter LXIX, of the code of Washington Territory, relating to recompensing the prosecutor and officer in cases where conviction is had for burglary, robbery or larceny.

House Bill No. 145.—An act requiring county auditors to keep an incumbrance record in their office, and prescribing their duties in relation to writs of attachment.

House Bill No. 146.—An act to change the lines dividing the counties of Whatcom and Skagit, and to annex a portion of Skagit county to Whatcom county.

House Bill No. 147.—An act to regulate the practice of pharmacy and the sale of medicine and poisons.

House Bill No. 148.—An act in relation to roads, highways and bridges.

House Bill No. 149.—An act to repeal section 2313 of the code of Washington Territory, which requires the joinder af the husband in deeds made by married women affecting their own real estate, or releasing dower, and prescribing their mode of acknowledgment.

House Bill No. 150.—An act to repeal sections 2411 and 2412 of the code of Washington Territory, relating to the descent of community property.

House Bill No. 151.—An act to amend section 2408 of the code of Washington Territory which defines the separate property of husbands, and their control over and powers of disposal of the same.

House Bill No. 152.—An act to amend section 2400 of the code of Washington Territory which defines the separate property of married women, and their contral over and powers of disposal of the same.

House Bill No. 153.—An act to regulate attorneys' fees recoverable in civil actions.

House Bill No. 154.—An act in relation to the courts of Washington Territory, and to establish therein certain municipal courts.

And the House has passed—
House Bill No. 22.—An act for the relief of San Juan county, etc.

House Bill No. 63.—An act for the relief of W. A. Reynolds.
Herewith transmitted for your consideration.

And the House has indefinitely postponed—
Council Joint Resolution No. 7.—Relative to expert to examine hospital for insane, for the reason that the governor has had expert examine the same.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 7, An act to provide for the payment of wages of labor in lawful money of the United States, and to punish violation of the same, have had the same under consideration and report the same back without recommendation.

M. GABEL,
Chairman.

On motion bill laid on table subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 70, An act to provide for the locating, opening and maintaining of roads and chutes to be used for lumbering and logging purposes, and providing compensation for the use of lands condemned for such purposes, have had the same under consideration and beg to report that they recommend its passage with the following amendments:

In section 8, line 4, strike out the words "householders of their county" and insert the word "persons."

In line 5, after the words "practical surveyor," add the words "resident of the Territory of Washington."

In line 6, after the word "logger," insert the words "resident and householder of such county."

In section 9, line 6, strike out the word "twenty" and insert "thirty."

In section 23, to the end thereof, add the following: "And the owner or person operating any such road shall, when so requested, and upon delivery to him at a roll-way at any point on such road, transport from any such point to the terminus of said road any logs, spars or piles delivered by any person to such owners or person for such transportation, and shall be a common carrier as to such property. But before any such transportation is made by any such person or owner of such road, such person or owner shall have the right to charge and collect from the person so offering such logs, spars or piles for transportation a sum for freightage, to be agreed upon by them, which sum shall not exceed two dollars ($2.00) per thousand feet, board measure, for the first ten miles of such transportation and ten cents (10 cts.) per thousand feet, board

measure, for each and every additional mile over said ten miles, for transportation on said road."

M. GABEL,
Chairman.

Bill read third time as amended.

On motion the bill considered engrossed and placed on final passage.

On motion the following amendment, offered by Mr. Lewis, was adopted: "Nothing in this act shall be construed so as to exempt any road or property named therein from the operation of any law of this territory relating to taxation.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder—2.

Not voting—Mr. Sharpstein.

Bill passed.

On motion title of bill made title of act.

On motion rules suspended, and Mr. Gowey introduced—

Council Bill No. 87.—An act to create a board of railroad commissioners in Washington Territory, to define the duties thereof, and provide for the expense of the same.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary with instructions to print.

Report of Committee on Hospital for Insane.

Council Bill No. 20.—An act to create and establish a territorial board of health.

On motion bill and report of committee laid on table subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council cil Bill No. 66, An act relating to the assessmend and collection of revenue for territorial purposes, have had the same under consideration and beg to report that they recommend the passage of the same.

MILTON GABEL,
Chairman.

Bill read third time.

On motion bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Sharpstein, White and Mr. President—8.

Nays—Messrs. Lewis and Steele—2.

Absent—Messrs. Cooke and Roeder—2.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Joint Resolution No. 11, To prevent further introduction of bills after the 20th of January, 1888, have had the same under consideration and present the following substitute therefor, and recommend the passage of the same.

MILTON GABEL,
Chairman.

Resolution read third time.

On motion report of committee adopted.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Resolution passed, and title agreed to.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 28, entitled "A bill for an act entitled 'An act to provide for the permanent location and construction of an hospital for the insane in eastern Washington, having had the same under consideration, recommend its passage with the title amended by striking out the words "A bill for an act entitled."

JOHN F. GOWEY,
Chairman.

Bill read third time as amended.

On motion report of committee was adopted.

Mr. White moved to amend as follows:

Amend section 2 by adding to and at the end thereof the following: "Provided, that not more than two of said commissioners shall be of the same political party."

The amendment was adopted.

On motion bill considered read third time.

Rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Hospital for Insane.

MR. PRESIDENT:—

Your committee on hospital for insane, to whom was referred Council Bill No. 27, entitled "An act to regulate the practice of medicine in Washington Territory," have had the same under consideration and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

On motion bill laid on table subject to call.

Report of Special Committee on Washington School for Defective Youth.

On motion report accepted and referred to committee on ways and means.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 11, 1886.

To the Honorable the President of the Council.

SIR:—I respectfully call the attention of the Legislature to the fact that the fiscal year of this territory ends on the 30th of September, and that it is advisable to provide, in all fresh legislation creating officers and boards, that their reports

should be filed by the 15th of October. This is necessary in order to give time to have the documents printed for the use of the Legislature.

Very respectfully,
your obedient servant,
EUGENE SEMPLE,
Governor.

On motion communication referred to committee on judiciary.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 11, 1888.

To the Honorable the President of the Council:

SIR:—I have the honor to enclose a bill of and copies of correspondence with Sheriff S. F. Albert, of Wahkiakum cnunty, for services rendered in the fishery troubles on the Columbia river during last August.

Without expressing an opinion in repard to the magnitude of his account, I feel it my duty to give his efforts in general my hearty approval. There was, at that juncture, need of immediate action, and I am happy to say that Sheriff Albert seems to me to have acted with the promptness that should always be expected of an efficient officer.

The vigorous action of Sheriff Albert in obedience to an admonition from this office was effectual in causing a cessation of illegal fishing, and thus obviated the necessity for numerous expensive prosecutions, which would inevitably have arisen if a vacillating policy had been pursued.

Very respectfully,
your obedient servant,
EUGENE SEMPLE,
Governor.

On motion the communication with accompanying papers referred to committee on ways and means.

On motion Council adjourned until 10 o'clock a. m. tomorrow.

Chief Clerk.

Approved Jan. 13, 1888.

FORTIETH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 13, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke, and Roeder.

Prayer by the chaplain.

Journal of yesterday read and approved.

The regular order of business was suspended and on motion of Mr. White, the vote on Council Bill No. 70 was reconsidered.

On motion, the clerk was instructed to request the House to return Council Bill No. 70 to the Council.

On motion Council Bill No. 70 was recommitted to judiciary committee.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 12, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 155.—An act to provide for the assessment for taxation of the property and income of railroads and railroad companies or corporations owning or operating railroads, or steamboats and ferries in connection with such railroads in the Territory of Washington and for the levy and collection of taxes thereon.

House Bill No. 156.—An act to authorize counties and cities to refund outstanding bonded indebtedness.

House Bill No. 157.—An act relating to public highways.

House Bill No. 158.—An act to amend section 2230 of chapter 162 of the code of Washington Territory, relating to prevention of contagion among sheep.

House Bill No. 159.—An act to amend section 2447 of chapter 185 of the code of Washington Territory, relating to associations furnishing cities and towns with water.

House Bill No. 160.—An act to amend section 1859 of chapter 131 of the code of Washington Territory, relating to appeals to the district court.

House Bill No. 161.—An act to amend section 2434 of the code of the Territory of Washington, relating to private corporations.

House Bill No. 162.—An act for the removal of the territorial capital to Waitsburg.

And the House has passed—

House Bill No. 154.—An act in relation to the courts of Washington Territory and to establish therein certain municipal courts.

T. G. NICKLIN,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

By Mr. Cooke:

Council Bill No. 88.—An act creating and conferring jurisdiction upon the district court of the county of Douglas.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

By Mr. Steele:

Council Bill No. 89.—An act to provide for the relief of indigent soldiers, sailors and marines and the families of those deceased and to defray funeral expenses.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on military affairs with instructions to print.

On motion of Mr. Steele, Council Bills Nos. 20 and 27 were recommitted to committee on hospital for insane.

THIRD READING OF BILLS.

Report of Committee on Commerce.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 72, entitled "An act to provide for the protection of dikes and dams," have had the same under consideration, and recommend its passage.

J. M. STEELE,
Chairman.

Read third time.

On motion, report of committee adopted.

Mr. Sharpstein moved to amend by striking out the word "district" and insert the word "county."

Amendment adopted.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Claims.

Mr. PRESIDENT:—

Your committee on claims to whom was referred Council Bill No. 75, For the relief of Paine Brothers of Walla Walla, having examined the same with the accompanying vouchers, would respectfully recommend the passage of said bill.

R. T. HAWLEY,
Chairman.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill was made title of act.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred Council Bill No. 78, For the relief of Frank W. Paine, having examined the same with accompanying papers, do hereby recommend the passage of said bill.

R. T. HAWLEY,
Chairman.

Bill read third time.

On motion, rules suspended, considered engrossed, and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.
Bill passed.
On motion, title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred Council Bill No. 51, entitled "An act to appropriate money to defray the expenses of the hospital for the insane," have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion, report of committee adopted.
Bill read third time.
On motion, rules suspended, bill considered engrossed and placed on final passage.
Question being, Shall the bill pass? the vote resulted as follows:
Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.
Absent—Messrs. Cooke and Roeder.
Not Voting—Mr. Foster.
Bill passed.
On motion, title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred Council Bill No. 47, entitled "An act in relation to the regulation of weights and measures," have had the same under consideration, and recommend its passage, with the title amended as follows: "An act to regulate weights and measures, and prescribing penalties for the violation thereof."

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.
Bill read third time.
On motion, rules suspended, bill considered engrossed, and placed on its final passage.
Question being, Shall the bill pass? vote resulted as follows:
Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.
Absent—Messrs. Cooke and Roeder.
Not voting—Mr. Foster.
Bill passed.
On motion the title of bill was made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 9, entitled "An act to provide for the erection of a building or buildings for the Washington School for Defective Youth at Vancouver, in Clarke county," have had the same under consideration and recommend the adoption of the following amendments thereto:

Amend the title of the bill by adding to and at the end thereof the words "and to appropriate money therefor."

Strike out section 1 thereof and insert the following: "That it shall be the duty of the governor, within fifteen days after the approval of this act, to appoint, by and with the consent of the Council, three competent persons, residents of this territory, not more than two of whom shall belong to the same political party, who shall constitute a board of commissioners for the construction of a suitable building or buildings at Vancouver, in Clarke county, for the Washington School for Defective Youth, under the provisions of this act, and whose terms of office shall be two years and until their successors are appointed and qualified; *provided*, that the governor shall have power to remove any member of said commission for what he may deem good and sufficient cause.

Amend section 8, line 1, by striking out the word and figure "Section 8" and inserting the word and figure "Section 7," inserting the following as section 8: "The said commissioners shall receive a deed of conveyance in fee simple, clear of all encumbrances, in trust for the people of Washington Territory, for 17 7-100 acres of land in the vicinity of the city of Vancouver, more particularly described as follows, to-wit: Beginning at a point 2 25-100 chains east and 10 88-100 chains south of the quarter post corner between sections 25 and 26 of township 2 north of range 1 east of the Willamettee Meridian; and running thence east 10 62-100 chains; thence south 16 38-100 chains to the Vancouver and Fisher's Landing road; thence along said road north 73 degrees west 9 92-100 chains; thence north 14 64-100 chains to the place of beginning, and upon which land the said building or buildings for the school for the defective youth shall be erected.

Amend section 9, line 1, by striking out the word and figure "Section 9" and inserting the word and figure "Section 10."

Amend section 10, line 1, by striking out the word and figure "Section 10" and inserting the word and figure "Section 11."

Amend section 11, line 1, by striking out the word and figure "Section 11" and inserting the word and figure "Section 12."

Amend section 12, line 1, by striking out the word and figure "Section 12" and inserting the word and figure "Section 13." In same section, in line 3, strike out the words "The said," strike out all of line 4 and 5, and in place thereof add the following: "To be transferred from the general fund, and to be known and designated as 'The Territorial Fund for the School for Defective Youth,' from which fund the territorial treasurer shall pay all warrants as herein provided.

In section 13, line 1, strike out the word and figure "Section 13" and insert the word and figure "Section 14."

In section 14, line 1, strike out the word and figure "Section 14" and insert the word and figure "Section 15."

The committee state that these amendments were made to the bill as printed, and recommend that the printed bill be substituted for the original bill with the amendments above suggested. Your committee recommend the passage of said bill.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

Rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred Council Bill No. 31, entitled, "An act appropriating money for the support of the Washington School for Defective Youth," have had the same under consideration and recommend its passage, with the following amendments:

In section 1, line 4 of the bill as printed, after the figures 1890 insert the words, "and to meet an indebtedness arising from inadequate appropriation heretofore made."

In section 2, add to and at the close thereof the following:

"*Provided*, that the money hereby appropriated shall only be expended in accordance with the provisions of the act entitled, 'An act to establish a school for the deaf, mute, blind and feeble minded youth of Washington Territory,'" approved February 3, 1886.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Steele.

Bill passed.

On motion title of bill made title of act.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Jan. 14.

FORTY-FIRST DAY.

COUNCIL CHAMBER,
Olympia Jan. 14, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Prayer by chaplain.

Journal of yesterday read and approved.

On motion of Mr. Thompson, the rules were suspended and the vote taken yesterday on Council Bill No. 9 was reconsidered.

Mr. Thompson moved to amend Council Bill No. 9 by inserting "$30,000" in place of "$25,000" amount appropriated.

Amendment adopted.

On motion the bill was placed on final passage.

Question being: Shall the bill pass? the vote resulted as as follows:

Ayes—Messrs. Barker, Foster, Gowey, Hawley, Sharpstein and Mr. President—6.

Nays—Messrs. Gabel, Lewis and White—3.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 13, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Memorial No. 2.—Praying for settlement of Indian war claims of 1855 and 1856.

House Bill No. 51.—A bill for an act to provide for the permanent location and construction of an hospital for the insane in eastern Washington.

Herewith for your consideration.

And there have been introduced—

House Bill No. 163.—An act for the relief of the heirs of J. M. Vansyckle.

House Bill No. 164.—An act appropriating two thousand dollars for the purpose of sinking an artesian well in Yakima county.

House Bill No. 165.—An act to amend section 2516 of the code of Washington Territory, chapter 191, in relation to construction of ditches, drains or water courses.

House Bill No. 166.—An act regulating theaters.

House Bill No. 167.—An act in relation to driving stock along or near public highways and causing the same to be obstructed.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 14, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 11.—An act to amend section 919 of the code of Washington Territory, relating to offenses against public policy.

House Joint Resolution No. 1.—Relating to joint rules.

House Joint Resolution No. 3.—Accepting the invitation of the board of trustees of the hospital for insane to be present at the opening of the new asylum building and providing for the appointment of a committee to arrange for transportation.

House Joint Resolution No. 4.—Providing for the raising of a joint committee to visit coal mines.

House Joint Resolution No. 5.—In relation to holiday adjournment.

House Memorial No. 3.—Praying for the admission of Washington Territory as a state.

Herewith transmitted for your signature.

T. G. NICKLIN,
Chief Clerk.

Council Bill No. 56.—

On motion of Mr. Sharpstein, printed bill was substituted for the original bill.

On motion of Mr. Lewis—

Council Bill No. 7.—An act to provide for the payment of wages of labor in the lawful money of the United States, and to punish violation of the same—

Was taken from the table and read third time.

Mr. White offered the following amendment: Strike out in section 3, line 15, after the word "judgment," the following: "and the further sum of twenty-five dollars as damages to the plaintiff, suffered by plaintiff by reason of being compelled to sue the said claim."

On motion the amendment was adopted.

Mr. Gowey offered the following amendments:

In section 1, lines 19 and 20, strike out the words "and redeemable at its face value without discount in cash."

In section 1, line 21, and before the words "in cash," insert the words "and payable."

At the end of line 32 of section 2 insert the following: "*provided*, that nothing in this act contained shall be deemed or held to apply to negotiable time drafts, bank checks or bills of exchange for the payment of money only."

At the end of line 4 of section 4 add the following: "nor shall this act be construed or held to affect or impair the obligation of any written contract hereafter entered into contrary to its provisions."

On motion the amendments were adopted.

On motion of Mr. Lewis, the rules suspended, the bill considered engrossed as amended, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, White and Mr. President—7.

Absent—Messrs. Cooke, Roeder and Steele—3.

Not voting—Messrs. Foster and Sharpstein—2.

Bill passed.

On motion title of bill made title of act.

BILLS AND OTHER BUSINESS FROM THE HOUSE.

House Bill No. 22.—An act for the relief of San Juan county, Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on claims.

House Bill No. 63.—An act for the relief of W. A. Reynolds.

Read first time.

On motion rules suspended, read second time by title and referred to committee on claims.

House Bill No. 108.—Substitute for House Bill No. 72.—An act to provide for the indebtedness of school districts in certain cases.

Read first time.

On motion rules suspended, read second time by title and referred to committee on education.

House Bill No. 29.—An act to amend an act entitled "An act to amend sections 1975 and 1877 of chapter 139 of the code of Washington, 1881, relating to liens," approved January 21, 1886.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 14.—An act entitled "An act in relation to holidays.

Read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein and White—8.

Absent—Messrs. Cooke, Roeder and Steele—3.

Not voting—Mr. President.

Bill passed.

On motion title of bill made title of act.

House Bill No. 69.—An act to amend section 827 of chapter 69 of the code of Washington Territory, defining the crime of burglary, and prescribing the punishment therefor.

Read first time.

On motion rules suspended, bill read second time by title.

On motion rules further suspende, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis and Sharpstein—6.

Nays—Messrs. Gowey, White and Mr. President—3.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

House Bill No. 24.—An act for the relief of Skamania county, Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on claims.

House Bill No. 55.—An act making it a misdemeanor for any person to ask or request for himself or another to be placed upon any jury, and making it a misdemeanor for any sheriff, constable or other person, when asked or

requested so to do, to select or place any such person upon the jury, and providing for the punishment thereof.

Read first time.

On motion rules suspended, bill read second time by title.

On motion rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

House Bill No. 52.—An act to amend an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

Read first time.

On motion rules suspended, read second time by title and referred to committee on edcuation.

House Bill No. 154.—An act in relation to the courts of Washington Territory, and to establish therein certain municipal courts.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

On motion of Mr. Sharpstein, the vote on House Bill No. 69 was reconsidered, and the bill referred to committee on judiciary.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Lewis, petition from citizens of Clallam county in regard to representation in the Legislative Assembly.

On motion referred to committee on counties.

By Mr. Gabel, petitions from citizens of Cowlitz county, Washington Territory, in regard to qualification of voters under the school law, and for modification of road law.

On motion—

Petition on roads referred to committee on roads and highways.

Petition on school referred to committee on education.

By Mr. Gowey, petition from citizens of Wahkiakum county for legislative action for protection of lands washed by logging in the Elohomon river.

On motion referred to committee on commerce.

On motion the Council adjourned until 10 o'clock a. m. Monday, January 16, 1888.

Chief Clerk.

Approved Jan. 16, 1888.

FORTY-THIRD DAY.

COUNCIL CHAMBER,
Olympia, Jan. 16, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Prayer by the chaplain.

Journal of Saturday read and approved.

The president announced that he was about to sign the following bills:

House Bill No. 11.—An act to amend section 919 of the code of Washington Territory relating to offenses against public policy.

House Memorial No. 3.—Praying for the admission of Washington Territory as a state.

House Joint Resolution No. 1.—Relating to joint rules.

House Joint Resolution No. 3.—Relative to visiting insane asylum.

House Joint Resoluion No. 4.—Providing for a joint committee to visit coal mines.

House Joint Resolution No. 5.—In relation to holiday adjournment from Dec. 21, 1887 to Jan. 2, 1888.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 14, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced in the House—

House Bill No. 168.—An act relating to the licensing of animals kept for breeding purposes for hire.

House Bill No. 169.—An act to amend section 2273 of chapter 167 of the code of Washington Territory, entitled "Protection of inmates of the insane asylum."

And the House has passed—

House Bill No. 59.—An act to establish the office of territorial examiner of stationary steam engineers and for the examination and licensing of steam engineers as hereinafter provided.

Herewith returned for your consideration.

T. G. NICKLIN,
Chief Clerk.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Sharpstein:

Petition from citizens and farmers of Walla Walla county in regard to railroad legislation.

On motion referred to committee on agriculture.

By Mr. Lewis:

Petition from citizens of King county in regard to revenue law of Washington Territory for school and other purposes.

On motion referred to judiciary committee.

PROPOSITIONS AND MOTIONS.

By. Mr. Sharpstein:

Council Bill No. 90.—An act to authorize telegraph companies to exercise the right of eminent domain and to prescribe the mode of appropriating.

Read first time.

On motion, rules suspended, bill read second time by title and reierred to judiciary committee.

By Mr. White:

Council Bill No. 91.—An act to amend sections 36, 67 and 87 of an act entitled "An act to amend the common school law of the Territory of Washington."

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on education.

By Mr. Thompson, by request:

Council Bill No. 92.—A bill to authorize incorporated cities to incur indebtedness and to issue bonds and evidences of indebtedness therefor.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on corporations.

By Mr. Thompson, by request:

Council Bill No. 93.—An act to amend an act approved Nov. 12, 1875, entitled "Vagrancy."

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on military affairs.

By Mr. Thompson, by request:

Council Bill No. 94.—An act to amend chapter 116 of the code of Washington relating to justices of the peace and to their practice and jurisdiction.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

By Mr. Thompson, by request:

Council Bill No. 95.—An act to amend chapter 217 of the code of Washington Territory, relating to constables.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Thompson, by request:

Council Bill No. 96.—An act to amend chapter 153 of the code of Washington Territory, relating to fees and costs.

Read first time.

On motion, rules suspended, read second time by title and referred to judiciary committee.

By Mr. Gowey:

Council Bill No. 97.—An act for the relief of Thos. Heacock, late inspector of coal mines in and for Washington Territory, by payment of deficiency of salary from quarter ending March 31, 1884 to quarter ending March 31, 1886.

Read first time.

On motion, rules suspended and read second time by title and referred, with accompanying letter, to committee on claims.

By Mr. Thompson:

Council Bill No. 98.—A bill to regulate the license and sale of intoxicating liquors.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

THIRD READING OF BILLS.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 84, An act to amend section 2434 of chapter CLXXXV of the code of Washington, relating to the formation of corporations, have had the same under consideration, and beg to report that they recommend the passage of the same.

M. GABEL.
Chairman.

On motion, report of committee adopted.

Read third time.

On motion, rules suspended, considered engrossed, and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Steele.

Bill passed.

On motion the title of bill was made title of act.

Report of Judiciary Committee.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 70, An act to provide for the locating, opening and maintaining of roads and chutes used for lumbering and logging purposes, and providing compensation for the use of lands condemned for such purposes, have had the same under consideration and having further considered its provisions beg to report that they recommend its passage.

M. GABEL,
Chairman.

On motion further reading of Council Bill No. 70 was dispensed with and the bill referred back to the judiciary committee with instructions to report to-morrow morning.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 76, An act relating to water rights in Washington

Territory, have had the same under consideration and report it back without recommendation.

M. GABEL,
Chairman.

On motion the bill was laid on the table subject to call.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 34, An act to appropriate $150 for the insurance from fire of the territorial capitol and library; Council Memorial No. 3, Asking for an additional appropriation for the custom house building at Port Townsend; Council Bill No. 1, An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory; Council Bill No. 58½, To appropriate the sum of $180 for the purchase of postage stamps for the use of members; Council Memorial No. 1, Relating to the removal of Duncan rock, beg leave to report that the same have been properly enrolled and are herewith returned.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 24, entitled "An act for the support of the University of Washington Territory," have had the same under consideration and do not agree with the report of the committee on education on said bill, but recommend the passage of the original bill.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Sharpstein and Mr. President—7.

Nays—Messrs. Gabel, Steele, and White—3.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill was made title of act.

On motion Council adjourned until to-morrow morning at 10 o'clock a. m.

Chief Clerk.

Approved Jan. 17.

FORTY-FOURTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Jan. 17, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Prayer by the chaplain.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan, 16, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 117.—An act legalizing the acts of the county officers of Douglas county, Washington Territory.

Council Bill No. 44.—Substitute for Council Bill No. 44.—An act prescribing the qualifications of electors in the Territory of Washington.

Herewith transmitted.

And there have been introduced—

House Bill No. 170.—An act to provide for the relief of Union soldiers, sailors and marines, and their indigent wives and widows.

House Bill No. 171.—An act to amend an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation.

House Bill No. 172.—An act regulating the building and maintaining of barbed wire fences, and providing penalty for violation.

House Bill No. 173.—An act to amend so much of section 786 of chapter 68 of the code of Washington as relates to punishment for the crime of murder in the first degree.

House Bill No. 174.—An act to amend section 55 of an act entitled "An act to amend the common school law of Washington Territory.

House Bill No. 175.—An act to authorize certain telegraph companies to exercise the right of eminent domain, and to prescribe the mode of appropriation.

House Bill No. 176.—An act in relation to assessment districts in incorporated cities for the purpose of making public improvement therein.

T. G. NICKLIN,
Chief Clerk.

THIRD READING OF BILLS.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 56, An act to provide for the regulation, licensing or prohibiting of the sale or disposal of spirituous, malt or other intoxicating liquors, have had the same under consideration and beg leave to report the same back without recommendation.

MILTON GABEL,
Chairman.

Bill read third time.

Mr. Gowey moved that the bill be laid on the table subject to call.

Motion lost.

On motion rules suspended, the bill considered engrossed and placed on final passage.

On motion of Mr. Sharpstein, the vote was reconsidered placing the bill on final passage, and on motion the bill was referred to a committee consisting of Mr. Thompson and Mr. Sharpstein.

Mr. Steele announced himself paired with Mr. Roeder on the question of the railroad commission.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred the petition and bill of Sheriff S. F. Albert of Wahkiakum county, together with the communication of the governor of the territory in relation thereto, have had the same under consideration, report the bill, Council Bill No. 99, accompanying this, and recommend its passage.

JOHN F. GOWEY,
Chairman.

Council Bill No. 99.—An act for the relief of S. F. Albert.

Read first time.

On motion report of committee adopted.

On motion rules suspended, read second time by title.

On motion rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Sharpstein, Steele and White—8.

Nays—Mr. Lewis and Mr. President—2.

Absent—Messrs. Cooke and Roeder—2.

Bill passed.

On motion title of bill made title of act.

On motion the regular order of business suspended, and Mr. White submitted—

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills report that Council Bill No. 44, An act prescribing the qualifications of electors in the Territory of Washington, has been properly enrolled, and is herewith returned.

O. C. WHITE,
Chairman.

The president announced that he was about to sign—

Council Bill No. 44.—An act prescribing the qualifications of electors in the Territory of Washington.

Report of committee on visit to penitentiary read and referred to committee on ways and means.

On motion regular order of business suspended.

PROPOSITIONS AND MOTIONS.

By Mr. White:

Council Bill No. 100.—An act for the more efficient organization and discipline of the militia of Washington Territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on military affairs.

By Mr. Sharpstein:

Council Bill No. 101.—An act in relation to and to prevent the introduction or spread of diseases among sheep.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on agriculture.

By Mr. Barker, by request:

Council Bill No. 102.—An act to locate and organize the county of Okanogan.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on counties.

By Mr. Gabel:

Council Bill No. 103.—An act to repeal an act entitled "An act to provide for the locating, opening, altering and vacating of county roads in the county of Adams, Washington Territory."

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on roads and highways.

By Mr. Lewis:—

Council Bill No. 104.—An act fixing the rate of compensation of the sheriffs of the various counties of Washington Territory for the transportation of prisoners from the places of sentence to the Territorial penitentiary.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Lewis:—

Council Bill No. 105.—An act to provide for the relief of Union soldiers, sailors and marines and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on military affairs.

By Mr. Lewis:

Council Bill No. 106.—An act to amend the twelfth division of section 1 of an act approved January 29, 1886, entitled "An act to amend section 347 of the code of Washington Territory, in relation to exemptions.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Gowey:

Council Bill No. 107.—An act for the compensation of district judges.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

By Mr. Gowey:

Council Joint Resolution No. 12.—Relating to abolishing the office of territorial agent at Washington, D. C.

Read first time.

On motion rules suspended, resolution read second time by title.

On motion rules further suspended, the resolution considered engrossed and placed on final passage.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Not voting—Messrs. Foster and Steele—2.

Absent—Messrs. Cooke and Roeder—2.

The resolution passed.

On motion the title of resolution was made "To abolish the office of territorial agent in Washington, D. C."

BILLS AND OTHER BUSINESS FROM THE HOUSE.

House Bill No. 51.—A bill for an act to provide for the permanent location and construction of an hospital for the insane in eastern Washington.

Read first time.

On motion rules suspended, read second time by title and referred to committee on hospital for insane.

House Bill No. 59.—An act to to establish the office of territorial examiner of stationary steam engines, and for the examination and licensing of steam engineers as hereinafter provided.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

REPORTS OF STANDING COMMITTEES.

On motion Council Bill No. 98 was ordered to be printed.

The president announced that he was about to sign—

Council Bill No. 58½.—To appropriate the sum of $180 for the purchase of postage stamps for the use of the members.

Council Bill No. 1.—An act to repeal an act entitled, "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory."

Council Bill No. 34.—An act to appropriate $150 for the insurance from fire of the Territorial capitol and library.

Council Memorial No. 1.—Relative to removal of Duncan rock.

Council Memorial No. 3.—Asking for an additional appropriation for the custom house building at Port Townsend.

On motion of Mr. Lewis, Council Bill No. 23 was made special order for to-morrow morning 11 o'clock.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Jan. 18, 1888.

FORTY-FIFTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 18, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder, and Steele—3.

Prayer by the chaplain.

Journal of yesterday read and approved.

On motion regular order of business suspended and the clerk instructed to request the House to return Council Bill No. 9.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Roeder:

Council Memorial No. 4.—Asking for an appropriation of $10,000 for the improvement of Deception Pass near the entrance of Admiralty Inlet, Puget Sound.

Read first time.

On motion rules suspended memorial read second time by title.

Rules further suspended, read third time, considered engrossed and placed on its final passage.

The question being, Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Memorial passed and title agreed to.

By Mr. Roeder:

Council Memorial No. 5.—Relative to naval defenses of the Pacific Northwest.

Read first time.

On motion, rules suspended, memorial read second time by title.

Rules further suspended, read third time, considered engrossed and placed on final passage.

Question being, Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke, Roeder, and Steele—3.

Not voting—Mr. Gabel.

Memorial passed and title agreed to.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred Council Bill No. 86, An act to provide for the proper confinement of territorial convicts from the counties of Clarke, Skamania, Cowlitz, Wahkiakum, Pacific, Lewis, Thurston, Chehalis, Pierce, Mason, King, Kitsap, Jefferson, Island, Snohomish, Clallam, San Juan, Skagit and Whatcom, have had the same under consideration and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

On motion regular order of business suspended to receive—

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee on engrossed bills beg to report that they have examined Council Bill No. 9 and find the same correctly engrossed.

O. C. WHITE,
Chairman.

On motion, report of committee adopted.

PROPOSITIONS AND MOTIONS.

Bills were introduced and disposed of as follows:

By Mr. Sharpstein:

Council Bill No. 108.—An act in relation to the term of office of certain territorial officers.

Bill read first time.

On motion rules suspended, read second time by title and referred to judiciary committee.

By Mr. Sharpstein:

Council Bill No. 109.—An act in relation to filling vacancies of territorial offices.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

By Mr. Gowey:

Council Bill No. 110.—An act to amend section 2286 of chapter 169 of the code of Washington Territory, relating to the practice of medicine and surgery.

Bill read first time.

On motion rules suspended, read second time by title and referred to committee on hospital for insane.

By Mr. Lewis:

Council Bill No. 111.—An act for the relief of Wm. Cochrane.

Read first time.

On motion rules suspended, read second time by title and referred to committee on claims.

By Mr. Lewis:

Council Bill No. 112.—An act to prohibit the judges of any district or municipal court from rendering judgment of non suit and dismissal of any case being or to be tried by jury.

Read first time.

On motion, rules suspended, read second time by title and referred to judiciary committee.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 18, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Memorial No. 3.—Asking for an additional appropriation for the custom house building at Port Townsend.

Council Memorial No. 1.—Relative to the removal of Duncan Rock.

Council Bill No. 58½—An act to appropriate the sum of $180 for the purchase of postage stamps for the use of members.

Council Bill No. 34.—An act to appropriate $150 for the insurance from fire of the territorial capitol and library.

Council Bill No. 1.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad companies in this territory."

Herewith returned.

And the House has passed—

House Joint Resolution No. 7.—In relation to joint committee on appropriations.

Herewith for your action.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 17, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Memorial No. 7.—Praying for the removal of certain obstructions to navigation in Snake river.

House Joint Resolution No. 6.—Transferring the records of the wars of 1855-6 and 1861-5 from the custody of the secretary of the territory to that of the adjutant general.

And—

Council Bill No. 22.—An act to amend section 2319 of the code of Washington Territory, in relation to acknowledgements—With amendments to title and to section one, and ask your concurrence.

Also the speaker has signed—

Council Bill No. 44.—Substitute for Council Bill No. 44.—An act prescribing the qualifications of electors in the Territory of Washington.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 17, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Memorial No. 5.—In relation to excluding foreign paupers from the United States.

House Memorial No. 1.—Asking for an appropriation for the removal of snags and obstructions in the Nooksack river.

Council Bill No. 29.—To amend section 1504 of the code of Washington Territory, relating to sales of property by executors and administrators.

House Bill No. 30.—An act in relation to garnishments and attachments.

Council Joint Resolution No. 8.—For procuring copies of the laws of the territory for the library—

With amendments noted.

Council Bill No. 30.—An act to amend sections 1446 and 1459 of chapter 102 of the code of Washington Territory, relating to inventory and effects of deceased persons—

With amendments noted.

Council Bill No. 15.—An act to provide for and regulate the issuing of executions in this territory—

With amendments noted.

Herewith transmitted and ask concurrence in the same.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 23, have had the same under consideration and

beg leave to report that they recommend its passage as amended.

MILTON GABEL,
Chairman.

On motion report of committee adopted, and the printed bill reported by committee substituted for the original bill.

Bill read third time.

Mr. Gowey moved to substitute—

Council Bill No. 87.—An act to create a board of railroad commissioners in Washington Territory, to define the duties thereof and to provide for the expense of the same.

Mr. Thompson offered amendments to the substitute Council Bill No. 87, which were accepted.

The question being on the substitution of Council Bill No. 87 as amended for Council Bill No. 23, the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gowey and Mr. President—4.

Nays—Messrs. Gabel, Hawley, Lewis, Sharpstein, White—5.

Absent—Messrs. Cooke, Roeder and Steele—2.

The motion to substitute was lost.

On motion the rules suspended, Council Bill No. 23 was considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Hawley, Lewis, Sharpstein and White—5.

Nays—Barker, Foster, Gowey and Mr. President—4.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 88, An act creating and conferring jurisdiction upon the district court of the county of Douglas, have had the same under consideration and beg leave to report that they recommend that the bill do pass with the following amendment:

Strike out the words "An act creating and conferring jurisdiction upon the district court of the county of Douglas," and

insert in lieu thereof the following: "An act to create a district court for the county of Douglas, and defining the jurisdiction thereof."

M. GABEL,
Chairman.

Bill read third time.

On motion report of committee adopted.

On motion bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

On motion, Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved January 19, 1888.

FORTY-SIXTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 19, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Prayer by the chaplain.

Journal of yesterday read and approved.

THIRD READING OF BILLS.

Report of Committee on Hospital for Insane.

MR. PRESIDENT:—

Your committee on hospital for the insane, to whom was referred House Bill No. 51, "An act to provide for the permanent location and construction of an hospital for the insane in Eastern

Washington," have had the same under consideration and report that they recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele.

Bill passed.

On motion title of bill made title of act.

Report of committee on ways and means on Council Bill No. 86, read, and on motion the bill and report was laid on the table.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 46, "An act regulating the slaughtering and sale of meat, game and fish," have had the same under consideration and beg to report as follows:

That they have examined the same, and being in doubt as to the power of the legislature to prescribe ordinance regulations for incorporated cities, after they have been duly chartered, your committee report the same back without recommendation.

M. GABEL,
Chairman.

On motion bill laid on table subject to call.

Report of Committee on Agriculture.

MR. PRESIDENT:—

Your committee on agriculture has had under consideration Council Bill No. 71, and have instructed me to report it back and recommend that it do pass.

J. FOSTER,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—8.
Absent—Messrs. Cooke, Roeder and Steele—3.
Not voting—Mr. Barker.
Bill passed.
On motion, title of bill was made title of act.

Report of Committee on Ways and Means.

Mr. President:—
Your committee on ways and means, to whom was referred Council Bill No. 41, "An act to tax and regulate fire, marine, and fire and marine insurance companies," have had the same under consideration and recommend its indefinite postponement.

John F. Gowey,
Chairman.

On motion, report of committee adopted.

MESSAGE FROM THE HOUSE.

House of Representatives,
Olympia, Jan. 18, 1888.

Mr. President:—
I am instructed by the House to inform the Council that the House has passed—

House Bill No. 190.—An act to amend section five of an act entitled "An act to amend sections 2829, 2830, 2831, 2848, 2861, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958, 2962 of the code of Washington Territory, relating to the revenue," approved Feb. 4, 1886.

House Bill No. 104.—An act to amend section 836 of the code of Washington, relating to the crimes of embezzlement and larceny.

House Bill No. 67.—An act for the incorporation of towns and villages in the Territory of Washington.

House Bill No. 19.—An act concerning conveyances of real estate.

House Bill No. 62.—An act to amend section 3195 of the code of Washington, relating to the duties of school clerks.
Herewith transmitted.

And there has been introduced in the House—
House Bill No. 186.—An act to provide for the payment of the expenses of the justices of the supreme court of this territory.

House Bill No. 187.—An act for the relief of John W. Arthur.

House Bill No. 188.—An act amending section 1938 of the code of Washington, relating to change of venue in justice courts.

House Bill No. 189.—An act in relation to grand and petit jurors.

House Bill No. 191.—An act fixing the rate of compensation to be paid the sheriffs of the various counties of Washington Territory, for the board of prisoners in confinement in their custody.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 52, An act to provide for the publication and distribution of Volume Three of the reports of the supreme court of Washington Territory, have had the same under consideration and recommend its passage with the following amendments:

In section 1, line 3, strike out the word "three," before the word "hundred," and insert the word "five;" in line 6, strike out the word "five" and insert the word "three."

In section 2, line 1, strike out the word "three" and insert the word "five."

JOHN F. GOWEY,
Chairman.

On motion report of committee was not adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke, Roeder and Steele—3.

Bill passed.

On motion title of bill made title of act.

On motion Mr. Gowey was excused from further attendance to-day.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House

Bill No. 154, An act in relation to the courts of Washington Territory, and to establish therein certain municipal courts, have had the same under consideration and beg leave to report that they recommend its passage.

MILTON GABEL,
Chairman.

On motion the following amendment, offered by Mr. Sharpstein, was adopted:

"*Provided*, that no court herein provided for shall be established in any city until the city council shall by ordinance provide for paying the expenses of such court."

Bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 19, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 9.—An act to provide for the erection of a building or buildings for the Washington School for Defective Youth near Vancouver, in Clarke county, and to appropriate money therefor.

With amendments to section 12 and title, and ask your concurrence.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 82, An act to regulate the mode of proceeding to appropriate lands, real estate and other property, by corporations

for corporate purposes, and of ascertaining and securing compensation therefor, have had the same under consideration and report that they recommend its passage with the following amendments:

In section 1, line 12, insert after the word "records" and before the word "and," the following: "The object for which the land is sought to be appropriated."

In section 2, line 10, strike out the words "suitable age and discretion," and insert in lieu thereof the words "over sixteen years;" in line 23, after the word "for," strike out the word "six" and insert the word "four," and in line 25 and 26 strike out the words "at the seat of government of this territory," and insert in the place thereof the words "in the county nearest to the county in which lies the land sought to be appropriated."

In section 5, line 2, after the word "of" and before the word "canal," strike out the word "said" and insert the word "the," and in line 3, after the word "improvement," insert the words "named in said petition."

In section 6, line 6, after the word "within" and before the word "days," strike out the word "twenty" and insert the word "thirty."

In section 7, line 10, strike out the word "and" after the word "court" and insert the word "the," and in line 11 add to the same the following: "Together with the sum heretofore paid into said court."

In section 9, line 3, strike out the word "twenty" after the word "within" and before the word "days," and insert the word "thirty."

In section 11, line 1, strike out the word "propriety" and insert the word "sufficiency."

MILTON GABEL,
Chairman.

On motion report of committee was adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Not voting—Mr. Barker.

Bill passed.

On motion title of bill made title of act.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 19, 1888.

To the Honorable the President of the Council.

SIR:—I herewith return with my approval—

Council Bill No. 1.—An act to repeal an act entitled "An act to provide for the levy and collection of taxes upon the property of railroad corporations in this territory."

Council Bill No. 34.—An act to appropriate one hundred and fifty dollars ($150) for the insurance from fire of the territorial capitol and library.

Council Bill No. 58½.—To appropriate the sum of one hundred and eighty dollars ($180) for the purchase of postage stamps for the use of members.

Council Bill No. 44.—An act prescribing qualifications of electors in the Territory of Washington.

Respectfully,
EUGENE SEMPLE,
Governor.

Communication from the governor in regard to claim on the part of the Province of British Columbia against this territory in the matter of the extradition of one Thomas Pierre in 1874. Referred to committee on claims.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 69, An act to amend section 827 of chapter LXIX of the code of Washington Territory, defining the crime of burglary and prescribing the punishment therefor, have had the same under consideration and report that they recommend the passage of the same with the following amendments: Strike out all of section 2; in section 3, strike out the word and figure "section 3" and insert the word and figure "section 2"; and in section 4 strike out the word and figure "section 4" and insert the word and figure "section 3."

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke. Gowey, Roeder and Steele—4.

Bill passed.

On motion the title of bill was made title of act.

Report of Judiciary Committee.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 29, An act to amend section 2 of an act entitled "An act to amend sections 1975 and 1977 of chapter CXXXIX of the code of Washington Territory, relating to liens," approved January 21, 1886, have had the same under consideration and report that they recommend its passage.

M. GABEL,
Chairman.

Read third time.

On motion, rules suspended, considered engrossed, and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke Gowey, Roeder, and Steele—4.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Agricuture.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 101, An act in relation to and to prevent the introduction or spread of diseases among sheep, have had the same under consideration and recommend its passage.

J. FOSTER,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke, Gowey, Roeder, and Steele—4.

Bill passed.

On motion title of bill made title of act.

On motion regular order of business suspended to take up—

House Joint Resolution No. 7.—In relation to joint committee on appropriations.

Resolution read first time.

On motion, rules suspended, read second time by title.

On motion rules further suspended, resolution read third time considered engrossed and placed on its final passage.

Question being, Shall the resolution pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Not voting—Mr. Foster.

Resolution passed and title agreed to.

On motion regular order of business resumed and reports of committees received.

Report of Committee on Elections.

MR. PRESIDENT:—

Your committee on elections to whom was referred Council Bill No. 85, have examined the same and would respectfully recommend that the consideration of the bill be indefinitely postponed.

R. T. HAWLEY,
Chairman.

On motion the bill was laid on the table subject to call.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred House Bill No. 63, For the relief of W. A. Reynolds, have carefully examined the same, with the accompanying papers, and do hereby recommend the passage of the bill.

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

On motion bill laid on table subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill 83, "An act in relation to the powers of corporations, and to amend chapter CLXXXVII of the code of Washington re-

lating to the same subject," have had the same under consideration, and recommend its passage with the following amendments:

In section 1, line 5, strike out the words "or other property" and insert the word "or" between the word real estate and the word "premises."

In section 2, line 4, strike out the words "or other property," and insert the word "or" between the word "real estate" and the word "premises." In line 10 the words "or other property," and insert the word "or" between the word "real estate" and the word "premises."

In section 3, add to and at the end thereof, the following: "*Provided* that the construction of any railway, by such corporation along, across or upon any of the navigable rivers or waters of this Territory, shall be in such manner as to not interfere with, impede, or obstruct the navigation thereof."

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Not voting—Mr. Foster.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 107, An act to provide for the compensation of the judges of the district court, for the transaction of judicial business in which the United States is not a party, have had the same under consideration, and report it back without recommendation.

M. GABEL.
Chairman.

On motion bill laid on the table subject to call.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred House Bill

No. 24, For the relief of Skamania county, Washington Territory, beg leave to report the same back to the Council recommending the passage of the bill.

R. T. HAWLEY,
Chairman.

On motion, report of committee adopted.

Read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Not voting—Mr. Foster.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Education.

MR. PRESIDENT:—

Your committee upon education, to whom was referred House Bill No. 108, substitute for House Bill No. 72, have had the same under consideration and beg to report same with recommendation that the same pass the Council.

JAS. HAMILTON LEWIS,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Not voting—Mr. Foster.

The bill passed.

On motion title of bill made title of act.

Report of Committee on Education.

MR. PRESIDENT:—

Your committee on education, to whom was referred Council Bill No. 91, have had the same under consideration and with the word "eighteen," on line one, page 3 stricken out, and the word "sixteen" inserted, recommend its passage.

J. HAMILTON LEWIS,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed, and placed on its final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Messrs. Cooke, Gowey, Roeder, and Steele—4.

Not Voting—Mr. Foster.

Bill passed.

On motion, title of bill made title of act.

Report of Special Committee.

MR. PRESIDENT:—

Your special committee to whom was referred Council Bill No. 56, beg leave to report the same back to the Council, and recommend the amendment of the same by the insertion of a new section to be section 5, and that the same so amended do pass.

B. L. SHARPSTEIN,
Chairman.

On motion bill laid on table subject to call.

Mr. Gabel introduced a petition from residents of Whitman county in regard to incorporated cities.

Referred to committee on corporations.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 15, "An act to provide for and regulate the issuing of executions in this Territory," have considered the same and beg leave to report that they recommend its passage.

M. GABEL,
Chairman.

On motion, amendments of the House concurred in.

Council Bill No. 22.—An act to amend section 2319 of the code of Washington Territory, in relation to acknowledgments.

On motion, the amendments of the House were concurred in.

Council Bill No. 30.—An act to amend sections 1446 and 1459 of chapter 102 of the code of Washington Territory, relating to the inventory and effects of deceased persons.

Amendments of House read and the bill referred to the judiciary committee.

Council Joint Resolution No. 8.—For providing copies of the laws of the territory for the library.

On motion, amendments of House concurred in.

House Joint Resoluion No. 6.—Transferring the records of the war of 1855-6 and 1861-5, from the custody of the secretary of the territory to that of the adjutant-general.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on military affairs.

House Memorial No. 7.—Praying for the removal of certain obstructions to navigation on Snake river.

Read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, read third time and placed on final passage.

Question being, Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, White and Mr. _ resident—7.

Absent—Messrs. Cooke, Gowey, Roeder and Steele—4.

Not voting—Mr. Foster.

Memorial passed and title agreed to.

House Memorial No. 5.—In relation to excluding foreign paupers from the United States.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on federal relations.

House Memorial No. 1.—Asking for an appropriation for the removal of snags and obstructions in the Nooksack river.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on commerce.

House Bill No. 30.—An act in relation to garnishments in justice's courts.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on ways and means.

House Bill No. 117.—An act legalizing the acts of the county officers of Douglas county, Washington Territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved Jan. 20.

FORTY-SEVENTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Jan. 20, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Steele, petition from residents of Pierce county for the passage of militia bill. On motion referred to committee on military affairs.

By Mr. Foster, petition from loggers, etc., of Washington Territory for passage of Council Bill No. 70. Referred to committee on judiciary.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 19, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 87.—An act to repeal an act entitled "An act fixing the mileage fee of the sheriff of Whatcom county," approved Nov. 24, 1883.

House Bill No. 32.—An act regulating attorneys fees in judgments on promisory notes and similar instruments in writing.

House Bill No. 90.—An act to amend section 3277 of chapter CCL of the code of Washington Territory, relating to the examination of applicants for admission to practice as attorneys and counselors at law.

House Bill No. 77.—An act to amend section 743 of chapter LXIV of the code of Washington, relating to the computation of the time in which an act is to be done.

House Bill No. 86.—An act declaring it to be a misdemeanor for any person to discharge, in the vicinity of an inhabited dwelling house or in the streets of an incorporated city or unincorporated town, in a reckless, careless or negligent manner any fire-arm, or to exhibit or flourish in the streets of any such city or town any dangerous weapons in a manner likely to cause terror to the people passing, and to provide a punishment therefor.

Council Bill No. 63.—An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and fix the compensation.

Council Bill No. 31.—An act to appropriate money for the support of the Washington School for Defective Youth—With amendments noted.

Council Bill No. 24.—An act for the support of the University of Washington Territory—With amendments noted.

All transmitted herewith, and you are respectfully requested to concur in the amendments.

There have been introduced in the House the following bills—

House Bill No. 192.—An act to repeal section 1492 of the code of Washington in relation to sales of personal property of estates in probate court at private sale.

House Bill No 193.—An act to amend section 3040 of chapter 232 of the code of Washington, 1881, relating to the appropriations for roads and bridges by county commissioners.

House Bill No. 194.—An act to provide for the location of county seats in counties where the same have not already been located.

House Bill No. 195.—An act to prevent the spread of Canada, bull and Chinese thistles.

House Bill No. 196.—An act to amend an act entitled "An act in regard to pilot commissioners and pilots on the Columbia river," approved Nov. 29, 1871.

T. G. NICKLIN,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

By Mr. White:

Council Bill No. 113.—An act fixing the rates to be paid for public printing, and providing for auditing the accounts for the same.

Read first time.

On motion rules suspended, bill read second time by title and referred to committee on ways and means.

By Mr. Gabel:

Council Bill No. 114.—An act for the protection of claims for wages, and to make employes and laborers preferred creditors to the amount of fifty dollars against other judgment creditors.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Lewis:

Council Bill No. 115.—An act making it larceny to appropriate to one's own use the goods, chattels and personal property of another held in bailment, and to punish the same.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Gowey:

Council Bill No. 116.—An act to amend an act entitled "An act to amend sections 2829, 2830, 2831, 2848, 2861, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958, 2962 of the code of Washington Territory, relating to the revenue," approved Feb. 4, 1886.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Lewis:

Council Bill No. 117.—An act for the purchase of furniture for the executive office of Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Lewis:

Council Bill No. 118.—An act to authorize boards of county commissioners to strike from the county assessment rolls in certain cases the taxes borne upon said rolls as unpaid, together with interest, penalties, costs and charges accrued thereupon.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Lewis:

Council Bill No. 119.—An act to authorize boards of county commissioners to remit and discharge the lien of taxes borne upon the county assessment roll as unpaid and delinquent together with interest, penalties, costs and charges accrued thereupon in certain cases, when the property assessed upon said rolls has been sold to the county for such unpaid and delinquent taxes, and when the taxes assessed against persons are unpaid and delinquent.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Lewis:

Council Bill No. 120.—An act to amend section 2696 of chapter 210 of the code of Washington Territory entitled "Support of the poor," by striking the proviso therefrom.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Thompson:

Council Bill No. 121.—An act to amend sections 15, 20 and 28 of an act entitled "An act to establish a school for the deaf, mute, blind and feeble-minded youth of Washington Territory."

Read first time.

On motion rules suspended, read second time by title and referred to committee on education.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 20, 1888.

MR. PRESIDENT:—

I am instructed by the House to request the return of—

Council Bill No. 63.—An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and fix the compensation.

T. G. NICKLIN,
Chief Clerk.

By Mr. Thompson:

Council Bill No. 122.—An act to provide for the registration of voters in the Territory of Washington.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on elections with instructions to print.

On motion Council Bill No. 63, was returned to the House as requested.

THIRD READING OF BILLS.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 92, "A bill to authorize incorporated cities to incur indebtedness and to issue bonds and evidences of indebtedness thereof," have had the same under consideration and beg leave to report that they recommend that it be indefinitely postponed.

M. GABEL,
Chairman.

On motion report and bill laid on the table.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill 95, "An act to amend chapter CCXVII of the code of Washington, relating to constables," have had the same under consideration and recommend its indefinite postponement.

M. GABEL,
Chairman.

On motion report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Coun-

cil Bill No. 109, "An act in relation to filling vacancies in territorial offices," have had the same under consideration, and beg leave to report that they recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted.

The bill read third time.

On motion, the bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 106, "An act to amend the twelfth division of section 1, of an act approved January 29, 1886, entitled "an act to amend section 347 of the code of Washington Territory, in relation to exemptions," have had the same under consideration and report that they recommend its paasage.

MILTON GABEL,
Chairman.

On motion, report of committee adopted, and the bill placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Steele.

On motion the vote on final passage of Council Bill No. 106 was reconsidered, the bill read third time, considered engrossed, and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 108, An act in relation to the term of office of certain territorial offices, have had the same under consideration and beg leave to report that they recommend its passage.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Nays—Mr. Gowey.

Absent—Messrs. Cooke, and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 35, An act authorizing direct deeds of community real property. between husband and wife, and prescribing their legal effect and mode of execution, have had the same under consideration, and beg leave to report as a substitute therefor: Council Bill No. 35, An act relating to the conveyance or other disposition of the property of married persons, and recommend the passage of the same.

MILTON GABEL,
Chairman.

On motion report of committee adopted and bill as substituted read third time.

On motion, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster.

Bill passed.

On motion, title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 112, An act to prohibit the judges of any district or municipal court rendering judgment of non-suit and dismissal of any case being or to be tried by jury, have had the same under consideration and report that they recommend its passage.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Gabel, Hawley, Lewis, and White—4.

Nays—Messrs. Barker, Gowey, Sharpstein, Steele and Mr. President—5.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster.

Bill not passed.

Report of Committee on Hospital for Insane.

MR. PRESIDENT:—

Your committee on hospital for the insane, to whom was referred Council Bill No. 20, entitled "An act to create and establish a territorial board of health, in the Territory of Washington," have had the same under consideration and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

On motion bill laid on the table subject to call.

Report of Committee on Hospital for Insane.

Mr. PRESIDENT:—

Your committee on the hospital for insane to whom was referred Council Bill No. 27, entitled "An act to regulate the practice of medicine in the Territory of Washington," have had the same under consideration and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

On motion the bill was laid on the table subject to call.

Report of Committee on Military Affairs.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 100, An act for the more efficient organization and discipline of the militia of the Territory of Washington, beg to report that they have examined the same and recommend its passage.

J. M. STEELE,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—8.

Nays—Mr. Sharpstein.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Hospital for Insane.

MR. PRESIDENT:—

Your committee on hospital for insane to whom was referred Council Bill No. 110, An act to amend section 2286 of chapter 169 of the code of Washington Territory, relating to the practice of medicine and surgery, have had the same under consideration and report it back recommending its passage.

JOHN F. GOWEY,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster.

Bill passed.

On motion the title of bill was made title of act.

BILLS AND OTHER BUSINESS FROM THE HOUSE.

House Bill No. 62.—An act to amend section 3195 of the code relating to the school law of Washington Territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on education.

House Bill No. 190.—An act to amend section 5 of an act entitled "An act to amend sections 2829, 2830, 2831, etc., relating to the revenue."

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

House Bill No. 67.—A bill for an act entitled "An act for the incorporation of towns and villages in the Territory of Washington."

Read first time.

On motion, rules suspended, read second time by title and referred to committee on corporations.

House Bill No. 104.—An act to amend section 836 of the code of Washington, relating to the crime of embezzlement and larceny.

Bill read first time.

On motion rules suspended, read second time by title and referred to judiciary committee.

House Bill No. 19.—An act concerning conveyances of real estate.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

On motion the amendments of the House to Council Bill No. 9 were read and concurred in.

On motion the amendments of the House to Council Bill No. 31, were read and concurred in.

House Bill No. 86.—An act declaring it to be a misdemeanor for any person to discharge, in the vicinity of an inhabited dwelling house, etc., fire arms.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 77.—An act to amend section 943 of chapter 64 of the code of Washington Territory relating to the computation of the time in which an act is to be done.

Read first time.

On motion rules suspended, bill read second time by title.

On motion rules further suspended, bill read third time and considered engrossed.

On motion the bill was amended by inserting the words "or Sunday."

On motion the bill was placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder—2.

Not voting—Mr. Foster.

Bill passed.

On motion title of bill made title of act.

House Bill No. 90.—An act to amend section 3277 of chapter 250 of the code of Washington Territory relating to the examination of applicants for admission to practice as attorneys and counselors at law.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 87.—An act to repeal an act entitled "An act fixing the mileage fee of the sheriff of Whatcom county.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 32.—An act regulating attorneys fees in judgments on promissory notes and similar instruments in writing.

Read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke, and Roeder.

Not voting—Messrs. Foster and Steele.

Bill passed.

On motion title of bill made title of act.

Council Bill No. 24.—An act for the support of the University of Washington Territory.

Read with amendments made by the House.

On motion the amendments were concurred in.

On motion the Council adjourned until Monday January 23, 1888, at 10 o'clock a. m.

Approved Jan. 23, 1888.

FIFTIETH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 23, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Prayer by the chaplain.

Journal of Saturday read and approved.

PROPOSITIONS AND MOTIONS.

By. Mr. Sharpstein:

Council Bill No. 123.—An act to amend an act entitled "An act to provide for the sinking of artesian wells, in the counties of Adams and Franklin, Washington Territory and appropriating money therefor," approved January 30, 1886.

Read first time.

On motion rules suspended bill read second time by title.

On motion, rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke, and Roeder.

Not voting—Mr. Lewis.

The bill passed.

On motion title of bill made title of act.

Report of Committee on Roads and Highways.

MR. PRESIDENT:—

Your committee on roads and highways to whom was re-

ferred Council Bill No. 103, An act to repeal an act entitled "An act to provide for the locating, opening, altering and vacating of county roads in the county of Adams, Territory of Washington," have had the same under consideration and beg leave to report that they recommend its passage.

MILTON GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred Council Bill No. 97, An act for the relief of Thos. Heacock, late inspector of coal mines, have carefully considered the same and recommend that the bill do not pass.

R. T. HAWLEY,
Chairman.

On motion report and bill laid on the table.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred House Bill No. 22, An act for the relief of San Juan county, have examined the same and respectfully recommend the passage of the bill.

R. T. HAWLEY,
Chairman.

On motion report of committee was adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred Council Bill No. 25, An act for the relief of the heirs-at-law of J. M. Vansyckle, having carefully considered the same, with the accompanying papers, beg leave to report the same back without recommendation.

R. T. HAWLEY,
Chairman.

Bill read third time.

On motion of Mr. Gabel the Council resolved itself in committee of the whole for the consideration of Council Bill No. 25.

Mr. Gowey in the chair.

On motion the committee rose and submitted the following report:

MR. PRESIDENT:—

Your committee of the whole, to whom was referred Council Bill No. 25, An act for the relief of the heirs-at-law of J. M. Vansyckle, have had the same under consideration and recommend that as a substitute for said bill there be prepared a joint resolution or act, authorizing the territorial auditor to investigate the case and make such examination as he may deem necessary, and if said auditor finds that the territory is liable, in equity, that there be paid the amount found due by him, without interest.

On motion report of committee was adopted.

On motion regular order of business suspended, and Mr. Lewis introduced—

Council Bill No. 124.—An act to amend section 2615 of chapter 204 of the code of Washington Territory, relative to notaries public, so as to permit females to be notaries public.

Read first time.

On motion rules suspended, read second time by title and referred to committee on education.

On motion Council adjourned until 10 o'clock a. m. tomorrow.

Chief Clerk.

Approved Jan. 24, 1888.

FIFTY-FIRST DAY.

COUNCIL CHAMBER,
Olympia, Jan. 24, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke, and Roeder.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Steele:—

Protest from equal rights association, Pierce county, W. T., against passage of House Bill No. 189, and all other bills excluding women from sitting on juries.

On motion, the clerk was instructed to transmit petition to the House.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 20, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced—

House Bill No. 197.—An act for the relief of the First National Bank of Seattle.

House Bill No. 198.—An act defining the boundary lines of Lewis county.

House Joint resolution No. 8.—Instructing the regents of the University to make a full exhibit of its assets to the next Legislature.

And the House has passed—

House Bill No. 103.—An act prescribing rules and regulations for the execution of the trust arising under the act of congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March second, eighteen hundred and sixty-seven.

House Bill No. 136.—An act requiring municipal corporations to take a bond from contractors, contracting to do work or make any improvements for such municipal corporations, conditional to pay laborers, mechanics, material, men and others.

Council Bill No. 33.—An act for the relief of John DeTiere.

Council Bill No. 40.—An act to pay H. C. Paige for putting the capitol building and grounds in order for the present Legislative Assembly.

Council Bill No. 100.—An act for the more efficient organization and discipline of the militia of W. T.

The latter with amendments noted and ask concurrence in the same.

And the House has referred to concur in Council amendments to—

House Bill No. 69.—An act to amend section 827 of chapter LXIX of the code of W. T., defining the crimes of burglary and prescribing the punishment therefor.

And the speaker has appointed Messrs. Reed and Fellows committee of conference on part of the House.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 23, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced—

House Bill No. 199.—An act amending section 1562 in relation to preferred debts against estates in probate court.

House Bill No. 200.—An act to amend section 2990 of the code of Washington, relating to the duties of road supervisors.

House Bill No. 201.—A bill to amend section 66, of an act entitled "An act to amend a common school law of the Territory of Washington," approved Feb. 4, 1886.

House Bill No. 202.—An act to amend section 2989, of the code of Washington, relating to the duty of the county auditor.

And the House has concurred in Council amendments to—

House Bill No. 154.—An act in relation to the courts of Washington Territory and to establish therein certain municipal courts.

T. G. NICKLIN,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

By Mr. White:

Council Bill No. 125.—An act for the relief of T. B. Elder, J. W. Arrasmith, M. Gabel, E. J. Fellows, Edward Irwin, B. L. Sharpstein and Henry Roeder.

Read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gowey, Hawley, Lewis, White and Mr. President—7.

Not voting—Messrs. Gabel, Sharpstein and Steele.

Absent—Messrs. Cooke and Roeder—2.

Bill passed.

On motion title of bill made title of act.

By Mr. Gabel:

Council Bill No. 126.—An act to provide for the further construction of penitentiary buildings at Walla Walla; for the purchase of necessary plant for the manufacture of grain sacks thereat; for heating and lighting the same; for the maintenance of prisoners therein confined; to cover deficiencies for past expenditures made on account of the same, and appropriating money therefor.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

BILLS, REPORTS AND OTHER BUSINESS ON THE TABLE.

Report of Committee on Education.

Mr. Sharpstein submitted as report of committee on education a substitute for—

Council Bill No. 124.—An act to prescribe the qualifications for holding office in this territory.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Hawley, Lewis, Sharpstein, Steele and White—7.

Nays—Mr. Foster and Mr. President.

Not voting—Mr. Gowey.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

On motion Council Bill No. 100, reported from the House with amendments, was taken up and amendments of the House read.

On motion the amendments were concurred in by the Council.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 10, An act to provide for the assessment of the property of railroad companies and corporations owning or operating railroads in the Territory of Washington, and for the levy and collection of taxes thereon, have had the same under consideration and recommend its indefinite postponement.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 11, An act to provide for the assessment for taxation of the property of railroads and railroad corporations, have had the same under consideration and recommend its indefinite postponement.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred

Council Bill No. 68, An act to provide for the assessment for taxation of the property and income of railroads and railroad companies or corporations owning or operating railroads or steamboats and ferries in connection with such railroads in the Territory of Washington, and for the levy and collection of taxes thereon, have had the same under consideration and recommend its passage with the following amendments:

In section 1, line 13, strike out the word "judicial" and insert the word "proper." In line 15 strike out the word "supreme" and insert the word "district."

In section 5, line 18, strike out the words "day of March" and insert the words "Monday in April."

In section 7, line 11, strike out the word "township" and insert the word "district."

In section 9, line 27, after the word "treasurer," insert the words "of said territory." In line 32, after the word "property," insert the words "in this section mentioned." In line 34, after the word "each," insert the words "and every." In line 57, after the word "corporation" and before the word "and" in line 58, insert the words "and said lien shall be enforced in the manner provided by law for the enforcement of liens."

In section 12, line 2, after the word "provisions," insert the words "section 9 and 10."

In section 13, after the word "respectively" at the end of line 6, insert the words "*provided*, that nothing herein shall be so construed as to exempt any property situate in any incorporated city or town from the payment of municipal taxes."

In section 14, strike out all of said section.

Insert as section 14 the following: "Section 14. That all acts and parts of acts in conflict with this act are hereby repealed, but such repeal shall not release the liability of any railroad corporation or company for taxes or percentages accrued under any of the former or existing laws of this territory at the time this act takes effect, or take away any powers of the governor, the territorial treasurer or the courts as to the same and the collection of the same."

Section 15, amend by filling in the blanks by inserting the word "15th" before the word "day," and the word "March" before the figures "1888."

JOHN F. GOWEY,
Chairman.

On motion report of committee was adopted.

Bill read third time as amended.

Mr. Lewis moved to have the bill printed with amendments.

Mr. Gowey moved to amend "to consider bill engrossed and place on final passage."

Question being on the amendment, vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley White and Mr. President—7.

Nays—Messrs. Lewis, Sharpstein and Steele.

Absent—Messrs. Cooke, and Roeder.

The amendment to place the bill on final passage adopted.

Mr. Steele announced that he would vote "no" on the final passage of Council Bill No. 68 and paired with Mr. Foster who would vote "aye."

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, and Mr. President—5.

Nays—Messrs. Lewis, Sharpstein and White.

Absent—Messrs. Cooke and Roeder.

Paired—Messrs. Foster and Steele.

The bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

Council Bill No. 70.—An act to provide for the locating, opening and maintaining of roads and chutes to be used for lumbering and logging purposes and providing for the compensation for the use of lands condemned for such purposes.

On motion report of committee adopted and bill ordered engrossed with amendments.

Report of Committee on Education.

Mr. PRESIDENT:—

Your committee on education to whom was referred Council Bill No. 69, An act to regulate the practice of dentistry and to protect the people against empiricism in relation thereto, in the Territory of Washington, beg to report that they have examined the same and recommend its passage with the following amendments:

In section 2, following the word "time" in line 7, the following to wit: "The said board of examiners shall be appointed by the governor on or before the first Monday in February. The term of office shall begin the first Monday in March, excepting that the term of the first board shall begin from the time they are appointed and commissioned. Each member of said board shall take the following oath before entering upon the duties of said office:

TERRITORY OF WASHINGTON, }
County of ..... } ss.

I ..... do solemnly swear that I will support the constitution and laws of the United States of America and the laws of Washington Territory and the organic act thereof, and that I will faithfully perform the duties of the office upon which I am about to enter. So help me God.

[Signed] .....

In section 6, line 4, after the word "period" and before the word "exceeding" insert the word "not."

In section 7, line 15, strike out the word "first" after the word "the" and before the word "day" and insert the word "fifteenth" in place thereof; in the same line, same section, strike out the word "November" and insert instead thereof the word "October."

J. HAMILTON LEWIS,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, White and Mr. President—7.

Absent—Messrs. Cooke and Roeder.

Not voting—Messrs. Foster, Sharpstein and Steele.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Education.

MR. PRESIDENT:—

Your committee upon education to whom was referred Council Bill No. 121, An act to amend sections 15, 20 and 28 of an act entitled "An act to establish a school for the deaf, mute, blind and feeble-minded youth of Washington Territory," approved February 3, 1886, beg to report that they have examined the same and recommend its passage with the following amendments:

That section 2 of said act be stricken out and omitted altogether.

That section 3 of said act be section 2.

That section 4 of said act be section 3.

That section 5 of said act be section 4.

JAS. HAMILTON LEWIS,
Chairman.

On motion report of committee adopted.

The bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Messrs. Foster and Steele.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Military Affairs.

MR. PRESIDENT:—

Your committee to whom was referred Council Bill No. 89, An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased and to defray funeral expenses, beg to report that they have examined the same and recommend its passage with the following amendments: That the title be so amended as to include after the word "deceased" and before the word "and" insert the words "or indigent."

That section 7 of said act be stricken out altogether as it appears in said act and that section 7 read as follows:

SEC. 7. That the board of county commissioners of the several counties of this territory are hereby authorized to levy in addition to the taxes now levied by law, a tax not exceeding three-tenths of one mill upon the taxable property of their respective counties, to be levied and collected as now provided by law for the assessment and collection of taxes, for the purpose of creating a fund for the relief of honorably discharged, indigent Union soldiers, sailors and marines, and the indigent wives, widows and minor children of such indigent or deceased Union soldiers, sailors and marines, to be disbursed for such relief by such board of county commissioners.

J. HAMILTON LEWIS,
Chairman.

On motion, report of committee adopted, and the bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Messrs. Foster, Sharpstein,
Bill passed.
On motion title of bill made title of act.

Report of Committee on Education.

MR. PRESIDENT:—
Your committee upon education to whom was referred Council Bill No. 74, An act to organize school districts in cities and incorporated towns of eight thousand inhabitants, and to provide for the maintenance and government of public schools therein, beg to report that they have examined the same and recommend the passage thereof.

JAS. HAMILTON LEWIS,
Chairman.

On motion report of committee adopted.
Bill read third time.
On motion the bill was made special order for to-morrow at 11 o'clock a. m.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—
Your committee on enrolled bills to whom was referred Council Bill No. 9, To provide for the erection of a building or buildings for the Washington School for Defective Youth, at Vancouver, Clarke county, and to appropriate money therefor, beg leave to report that the same has been correctly enrolled.

O. C. WHITE,
Chairman.

Report of Committee on Corporations.

MR. PRESIDENT:—
Your committee on corporations to whom was referred House Memorial No. 1, Asking for an appropriation for the removal of snags and obstructions to navigation in the Nooksack river, have had the same under consideration and recommend its passage.

J. M. STEELE,
Chairman.

On motion, report of committee adopted.
Memorial read third time, considered engrossed and placed on final passage.
The question being, Shall the memorial pass? the vote resulted as follows:
Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele. White and Mr. President—8.

Absent—Messrs. Cooke and Roeder.
Not voting—Messrs. Barker and Foster.
Memorial passed and title agreed to.

The president announced that he was about to sign—
Council Bill No. 9.—An act to provide for the erection of a building or buildings for the Washington School for Defective Youth, at Vancouver, Clarke county, and to appropriate money therefor.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

FIFTY-SECOND DAY.

COUNCIL CHAMBER,
Olympia, Jan. 25, 1888.

Council met pursuant to adjournment.
The president in the chair.
Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.
Absent—Messrs. Cooke and Roeder—2.
Prayer by the chaplain.
Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Foster, petition from 640 loggers and lumbermen of Washington Territory for the passage of Council Bill No. 70.

By Mr. Gabel, petition from citizens of Adams county, Washington Territory, for repeal of Adams county road law.

The clerk was instructed to transmit the petition to the House.

BILLS, REPORTS AND OTHER BUSINESS LAYING ON THE TABLE.

Report of Committee of the Whole.

Submitted—
Council Bill No. 127.—An act for the relief of the heirs of J. M. Vansyckle.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

Report of Special Committee.

Council Bill No. 56.—An act to provide for the regulating, licensing or prohibiting of the sale or disposal of spirituous, malt or other intoxicating liquors—with amendments, was read.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Sharpstein and Steele—4.

Nays—Messrs. Gabel, Gowey, Hawley, Lewis, White and Mr. President—6.

Absent—Messrs. Cooke and Roeder.

The bill was lost.

On motion of Mr. Gowey, the final vote on Council Bill No. 56 was reconsidered, and bill laid on table subject to call.

Council Bill No. 74.—An act to organize school districts in cities and incorporated towns of eight thousand inhabitants, and to provide for the maintenance and government of public schools therein.

Was taken up as special order of the day.

Mr. Thompson moved to strike out in section 7 all of paragraph 5, lines 13 to 19 inclusive, and all of section 16.

Motion carried.

Mr. Gowey offered several amendments which on motion were adopted.

On motion bill laid on table subject to call.

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee on engrossed bills, to whom was referred Council Bill No. 70, An act to provide for the locating, opening and maintaining of roads and chutes to be used for lumbering and logging purposes, and providing compensation for the use of lands condemned for such purposes, have had the same

under consideration and report that it has been properly engrossed.

O. C. WHITE,
Of Committee.

Mr. Lewis offered the following amendment, which, on motion, was adopted.

By striking out all of the words beginning and inclusive of the words "*provided further*, that said road, chute or roll-way shall not be located on any lake or that portion of any stream used by its owner or holder for the purpose of a public or private resort, or held by them as a natural curiosity;" the said words being in section 10, beginning at line 3 and up to and including the word "curiosity," in line 7.

Mr. Gowey offered the following amendment: "*Provided*, that when such road or chute is located upon a lake or stream used or held by its owner as a place of public or private resort, the owner or owners of such road or chute, after ceasing to operate or use the same, as provided in this act, shall remove all obstructions within and upon such lake or stream, caused by the construction or operation of such road or chute.

On motion amendment adopted.

Bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

On motion of Mr. Gabel, the chairman of the enrolling and engrossing committee was authorized to employ such additional assistance necessary for the proper engrossing and enrolling of bills.

Report of Committee on Printing.

Your committee to whom was referred Council Bill No. 36, have had the same under consideration and respectfully recommend that the same do pass.

B. L. SHARPSTEIN,
Chairman.

On motion report of committee adopted.

Bill read third time, and laid on the table subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 190, An act to amend section 5 an act entitled "An act to amend sections 2829, 2830, 2831, 2848, 2861, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958, 2962 of the code of Washington Territory, relating to the revenue," approved Feb. 4, 1886, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—9.

Absent—Messrs. Cooke, and Roeder.

Not voting—Mr. President.

The bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 116, An act to amend an act entitled "An act to amend sections 2829, 2830, 2831, 2848, 2861, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958, 2962 of the code of Washington Territory, relating to the revenue," approved February 4, 1886, have had the same under consideration and recommend its passage with the following amendments:

In section 1, line 40, after the word "taxes" insert the words "and all other delinquent taxes;" in line 48, strike out all after the words "provided further" and insert the following: "That after said November settlement said assessment roll shall be returned to said sheriff to which shall be added the penalty and interest, in the manner hereinbefore prescribed in this section, and it shall be the duty of said sheriff to immediately proceed to collect such delinquent tax, together with the penalty and interest, and make return thereof as hereinbefore provided in this act."

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. President.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 115, An act making it larceny to appropriate to one's own use the goods, chattels and personal property of another held in bailment, and to punish the same, have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—8.

Not voting—Mr. Foster and Mr. President.

Absent—Messrs. Cooke, and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 117, An act legalizing the acts of the county officers of Douglas county, Washington Territory, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis Sharpstein, Steele and White—8.

Not voting—Mr. Foster and Mr. President.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 86, An act declaring it to be a misdemeanor for any person to discharge, in the vicinity of an inhabited dwelling house, or in the streets of an incorporated city, or unincorporated town, in a reckless, careless or negligent manner any fire-arm, or to exhibit or flourish in the street of any such city or town any dangerous weapon in a manner likely to cause terror to the people passing, and to provide a punishment therefor, have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster and Mr. President.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 120, An act to amend section 2696 of chapter CCX of the code of Washington Territory entitled "Support of the

poor," by striking out the proviso therefrom, have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster and Mr. President.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 114, An act for the protection of claims for wages, and to make employes and laborers preferred creditors to the amount of fifty ($50) dollars against other judgment creditors, have had the same under consideration and recommend the passage of the same.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Messrs. Barker and Foster.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 87, An act to repeal an act entitled "An act fixing the

mileage fee of the sheriff of Whatcom county," approved November 24th, 1883, have had the same under consideration and recommeud its passage with the following amendment:

By adding to and at the end of section 1 these words: "*Provided*, that nothing herein shall affect the fees of the present incumbent of said office."

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—7.

Absent—Messrs. Cooke and Roeder.

Not voting—Messrs. Barker, Foster and Mr. President—3.

Bill passed.

On motion title of bill made title of act.

Report of Judiciary Committee.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Substitute for House Bill No. 19, An act concerning conveyances of real estate, have had the same under consideration and recommend its passage with the following amendments:

In section 3, line 1, strike out the word "and;" in line 2, strike out tne word "witnesses;" in line 5, strike out the words "or witnesses."

M. GABEL,
Chairman.

On motion, report of committee adopted.

Read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Messrs. Barker and Foster.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred Council Bill No. 117, An act to provide for the purchase of furniture for the executive office of Washington Territory, have had the same under consideration and recommend its passage.

O. C. WHITE,
of Committee.

On motion report of committee adopted.

Read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Lewis.

Bill passed.

On motion, title of bill was made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 64, An act to protect salmon and other food fishes in the Territory of Washington and upon all waters over which this territory has concurrent jurisdiction, have had the same under consideration and recommend the passage of the substitute herewith submitted.

O. C. WHITE,
of Committee.

On motion, report of committee adopted.

Read third time.

On motion, rules suspended, considered engrossed, and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion the title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council

Bill No. 90, An act to authorize telegraph companies to exercise the right of eminent domain and to describe the mode of appropriating, have had the same under consideration, and recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted.

On motion the amendments as read in the bill were adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Mr. Gowey.

Absent—Messrs. Cooke, and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 13, An act declaring the liability of railway companies to employes," have had the same under consideration and recommend that it be indefinitely postponed.

M. GABEL,
Chairman.

On motion report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 96, An act to amend chapter CLIII of the code of Washington, relating to fees and costs, have had the same under consideration and report that they recommend its indefinite postponement.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 61, An act to provide for assignments by debtors for the benefit of all their creditors and to secure to creditors a just

distribution of the estates of such debtors, have had the same under consideration and beg to report it back without recommendation.

M. GABEL,
Chairman.

On motion the bill was laid on the table subject to call.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 90. An act to amend section 4277 of chapter CCL of the code of Washington, relating to the examination of applicants for admission to practice as attorneys and counsellors at law, have had the same under consideration and recommend that it do not pass.

MILTON GABEL,
Chairman.

On motion report of committee adopted, and bill laid on the table subject to call.

Report of judiciary committee on Council Bill No. 104 was read with amendments and on motion the report was adopted and the bill as amended ordered engrossed.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 104, An act to amend section 836 of the code of Washington, relating to the crime of embezzlement and larceny, have had the same under consideration and report that they recommend that it do pass.

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 30, An act to amend sections 1446 and 1459 of chapter CII of the code of Washington Territory, relating to the inventory and effects of deceased persons, have had the same under consideration and recommend that the Council concur in the action of the House.

MILTON GABEL,
Chairman.

On motion report of committee adopted and the amendments of the House concurred in.

The president appointed as committee of conference on House Bill No. 69, Messrs. Sharpstein and Hawley.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 94, An act to amend chapter CXVI of the code of Washington, relating to justices of the peace and to their practice and jurisdiction, have had the same under consideration and recommend the passage of the substitute herewith in place of said bill.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Sharpstein.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 14, An act to compel railroads to construct and maintain cattle guards and railway crossings, have had the same under consideration and recommend its indefinite postponement,

for the reason that the provisions of the bill are fully covered by Council Bill No. 8, already passed.

M. GABEL,
Chairman.

On motion, report of committee adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan, 24, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced—

House Bill No. 203.—An act authorizing and empowering the incorporated towns and cities of Washington Territory to issue and dispose of bonds to provide funds to pay outstanding indebtedness, and to provide for the payment of the principal and interest thereof.

House Bill No. 204.—An act to authorize the laying out and opening of territorial roads.

House Bill No. 205.—An act to amend section 2382 of the code of Washington.

House Bill No. 206.—An act in relation to the assessment and levy of taxes upon the property of railroad companies.

House Bill No. 207.—An act to authorize the publication of certain acts of the eleventh biennial session of the Legislative Assembly of the Territory of Washington.

House Bill No. 208.—An act to amend chapter 110 of the code of Washington Territory, relating to idiots and insane and entitled "probate practice act."

House Bill No. 209.—An act to create and organize the county of Okanogan.

And the House has passed—

House Bill No. 198.—An act defining the boundary lines of Lewis county.

House Bill No 176.—An act in relation to assessment districts in incorporated cities for the purpose of making public improvements therein.

Herewith for your consideration.

Also—

Council Bill No. 26.—An act for the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 24, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 14.—An act entitled "An act in relation to holidays."

House Bill No. 24.—An act for the relief of Skamania county, Washington Territory.

House Bill No. 29.—An act to amend section two of an act entitled "An act to amend sections nineteen hundred and seventy-five (1975) and nineteen hundred and seventy-seven (1977) of chapter 139 of the code of Washington Territory, relating to laws, approved Jan. 21, 1886.

House Bill No. 51.—An act to provide for the permanent location and construction of a hospital for the insane in eastern Washington.

House Bill No. 55.—An act making it a misdemeanor for any person to ask or request for himself or another to be placed upon any jury, and making it a misdemeanor for any sheriff, constable or other person, when asked or requested so to do, to select or place any such person upon the jury, and providing for the punishment thereof.

House Bill No. 108.—An act to provide for the payment of the indebtedness of school districts in certain cases.

House Memorial No. 7.—Praying for the removal of obstructions on Snake river.

House Joint Resolution No. 7.—In relation to appropriations.

Herewith transmitted for your signature.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he was about to sign the bills entitled and enumerated above, as signed by the speaker of the House; also the bills entitled and enumerated, as signed by the speaker of the House, in the following:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 25, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 77.—An act to amend section 743 of the code of Washington, relating to the computation of the time in which an act is to be done.

House Bill No. 22.—An act for the relief of San Juan county.

House Bill No. 32.—An act regulating attorneys' fees in judgments on promissory notes and similar instruments in writing.

Herewith for your signature.

And the House has passed—

Council Bill No. 63.—An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and to fix the compensation.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 25, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bill No. 9.—An act to provide for the erection of a building or buildings for the Washington School for Defective Youth at Vancouver, Clarke county, and to appropriate money therefor.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 25, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 109.—An act to regulate and license fire, marine, life and other insurance companies in the Territory of Washington.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

Mr. Gowey introduced:

Council Resolution No. 4.—*Resolved by the Council*, That the territorial library room be used by the engrossing and enrolling clerks of this body, and be under the care of the sergeant-at-arms of the Council, who shall furnish facilities for said clerks until the close of the present legislative session.

On motion resolution passed.

BILLS AND OTHER BUSINESS FROM THE HOUSE.

House Bill No. 103.—An act prescribing rules and regulations for the execution of the trust arising under the act of congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 2, 1857.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 136.—An act requiring municipal corporations to take a bond from contractors contracting to do work or make any improvements for such municipal corporations, conditional to pay laborers, mechanics, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 109.—An act to regulate and license fire, marine, life and other insurance companies of Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on claims.

On motion Council adjourned until 10 o'clock a. m. tomorrow.

Chief Clerk.

FIFTY-THIRD DAY.

COUNCIL CHAMBER,
OLYMPIA, Jan. 26, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder—2.

Prayer by the chaplain.

On motion reading journal of yesterday dispensed with.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Sharpstein, remonstrances from citizens of Walla Walla against passage of House Bill No. 102.

By Mr. Hawley:

Council Memorial No. 6.—For the admission of Washington Territory with northern Idaho as a state.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, read third time by title, considered engrossed and placed on final passage.

Question being: Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Gowey.

Memorial passed, and title agreed to.

PROPOSITIONS AND MOTIONS.

By Mr. White:

Council Bill No. 128.—An act to regulate the appointment of commissioners.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. White:

Council Bill No. 129.—An act to appropriate money to pay for indexing the session laws of 1885-6.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Lewis:

Council Bill No. 130.—An act to provide for the recovery of damages suffered by any servant growing out of negligence of the master, notwithstanding contributary negligence on the part of such servant or other servants of said master.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Thompson:

Council Bill No. 131.—An act to authorize boards of county commissioners in their discretion to exempt property from taxation to the amount of $1500, belonging to persons disabled by age or disease, or injury of body or mind from earning a subsistence.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Thompson, by request:

Council Bill No. 132.—An act to protect the purity of the air of public offices, buildings, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on hospital for insane.

By Mr. Thompson:

Council Bill No. 133.—An act prescribing the qualifications of electors in the Territory of Washington on and after the date of July 4, 1891.

Read first time.

On motion rules suspended, read second time by title and referred to committee on elections with instructions to print.

By Mr. Barker:

Council Bill No. 134.—An act to amend section 411 of chapter 39 of the code of Washington Territory entitled "depositions."

Read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Barker.

Bill passed.

On motion title of bill made title of act.

BILLS, REPORTS AND OTHER BUSINESS LAYING ON THE TABLE.

Report of Committee on Federal Relations.

MR. PRESIDENT:—

Your committee on federal relations have had House Memorial No. 5 under comsideration and recommend that it do pass.

J. FOSTER,
Chairman.

On motion report of committee adopted.

Memorial read third time and placed on final passage.

Question being: Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Hawley and Mr. President—3.

Nays—Messrs. Barker, Foster, Lewis, Sharpstein, Steele and White—6.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Gowey.

The memorial failed to pass.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred Council Bill No. 111, An act for the relief of Wm. Cochrane, have carefully considered the same, and recommend the passage of the bill with the following amendments:

In section 1, in first and second lines, strike out the words and figures "twelve hundred and twenty-eight dollars and

eighty cents ($1228.80)," and insert the words and figures "eleven hundred and fifty-three dollars and eighty cents ($1153.80)." Also in line 9, strike out the name "Murphy" and insert the name "Murray." Also amend by inserting after said name "Murphy" the words "together with four other prisoners."

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and Mr. President—9.

Nays—Mr. White.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred Council Bill No. 45, For the relief of Frank J. Parker, having carefully considered the same, respectfully recommend the passage of the bill, with the following amendments:

In section 1, line 2, strike out the words "five hundred and eighty-five" and insert the words "three hundred and six."

Also in section 2, line 4, strike out the words "five hundred ane eighty-five" and insert the words "three hundred and six."

R. T. HAWLEY,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 30, An act in relation to garnishments in justice courts, have had the same under consideration and recommend its passage.

B. L. SHARPSTEIN,
O. C. WHITE,
of Committee.

On motion report of committee adopted.

The bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 113, An act fixing the rate to be paid for public printing, and providing for auditing the accounts for the same, have had the same under consideration and recommend that it pass.

B. L. SHARPSTEIN,
O. C. WHITE,
of Committee.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Coun-

cil Memorial No. 2, Praying for settlement of Indian war claims of 1855-56; Council Joint Resolution No. 8, For providing copies of the laws of the territory for the library; Council Bill No. 15, An act to provide for and regulate the issuing of executions in this territory; Council Bill No. 24, An act for the support of the University of Washington Territory; Council Bill No. 22, An act to amend section 2319 of the code of Washington Territory, in relation to acknowledgments; Council Bill No. 29, An act to amend section 1504 of chapter CV of the code of Washington Territory, relating to sales of property by executors and administrators; report that the same have been properly enrolled and are herewith returned.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president of the Council announced that he was about to sign the above entitled bills reported by the enrolling committee.

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee on engrossed bills, to whom was referred Council Bill No. 104, Fixing the rate of compensation of the sheriffs of the various counties of Washington Territory for the transportation of prisoners from the place of sentence to the territorial penitentiary, beg leave to report that the same has been correctly engrossed.

O. C. WHITE,
of Committee.

On motion report of committee was adopted.

Bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke, and Roeder.

Not voting—Mr. Foster.

The bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 118, An act to authorize boards of county commissioners to strike from the county assessment rolls in

certain cases the taxes borne upon said rolls as unpaid, together with interest, penalties, costs and charges accrued thereupon, have had the same under consideration and recom- that it be indefinitely postponed.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

On motion of Mr. White, Miss Annie B. Cowles and Miss Rebecca B. Henry, appointed assistant enrolling clerks, were presented, and the oath of office administered by the president.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 25, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that there have been introduced—

House Bill No. 210.—An act in relation to the digging of wells in the Territory of Washington.

House Bill No. 211.—An act providing for the organization of school districts in incorporated cities containing a population of eight thousand or more inhabitants and providing for the maintenance and government of public schools therein.

And the House has passed—

House Bill No. 102.—An act to prohibit cattle, horses, mules, sheep or goats from running at large or being herded on any uninclosed lands in the several counties of Washington Territory, whenever a majority of the legal voters of any county shall vote in favor of the prohibition thereof.

House Bill No. 88.—An act to provide for the transportation of convicts to the territorial penitentiary and to fix the compensation therefor.

House Bill No. 141.—An act to provide for the construction and maintenance of dykes and dams in certain cases.

House Bill No. 196.—Substitute for House Bill No. 110, Council Bills Nos. 67 and 79.—An act to amend an act entitled "An act in regard to pilot commissioners and pilots on the Columbia river." Approved, Nov. 29, 1871, and the same is hereby amended to read as follows.

House Bill No. 172.—An act regulating the building and maintaining of barbed wire fences and providing a penalty for violation thereof.

House Bill No. 92.—Substitute for House Bill No. 92.—An act creating and defining the crime of malicious mischief and providing the punishment therefor.

Herewith for your consideration.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 26, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 88.—An act to create a district court for the county of Douglas and defining the jurisdiction thereof.

House Bill No. 123.—An act to govern the officers of the territorial penitentiary.

House Bill No. 113.—An act to prevent trespasses by sheep upon certain lands in this territory, etc.

House Bill No. 124.—An act providing for the commutation of sentence of territorial prisoners.

Herewith.

And the House has concurred in Council amendments to—

House Bill No. 87.—An act fixing mileage fee of sheriff of Whatcom.

House Bill No. 19.—An act concerning conveyances of real estate.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 26, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 213.—An act to authorize the supreme court of Washington Territory to hold adjourned terms at such places and times as it may direct.

House Bill No. 214.—An act to authorize the issuance of duplicate territorial warrants in certain cases.

And the speaker has signed—

House Memorial No. 1.—Asking for an appropriation for the removal of snags and obstructions to navigation in the Nooksack river.

Herewith for your signature.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he was about to sign the above entitled House Memorial No. 1.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 119, An act to authorize boards of county commissioners to remit and discharge the lien of taxes borne upon the county assessment rolls as unpaid and delinquent, together with interest, penalties, costs and charges accrued thereupon in certain cases when the property assessed upon said rolls has been sold to the county for such unpaid and delinquent taxes, and when the taxes assessed against persons are unpaid and delinquent," have had the same under consideration and recommend its passage with the following amendments:

In section 1, strike out all of the third paragraph; make the fourth paragraph the third, the fifth the fourth, the sixth the fifth, the seventh the sixth; strike out all of the eight paragraph, and strike out all of the ninth paragraph, and make the tenth paragraph the seventh.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Foster.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred

Council Bill No. 126, An act to provide for the further construction of penitentiary buildings at Walla Walla; for the purchase of necessary plant for the manufacture of grain sacks thereat; for heating and lighting the same; for the maintenance of prisoners therein confined; to cover deficiencies for past expenditures made on account of the same, and appropriating money therefor, have had the same under consideration and recommend its passage with the accompanying amendments.

O. C. WHITE,
B. L. SHARPSTEIN,
of Committee.

On motion report of committee was adopted.

Bill read third time.

On motion amendments reported by the committee adopted.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Messrs. Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 127, entitled "An act for the relief of the heirs-at-law of J. M. Vansyckle," have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele and White—8.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Barker and Mr. President.

Bill passed.

On motion title of bill made title of act.

On motion the Council receded from amendments made to House Bill No. 69, and the bill placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke, and Roeder.

Not voting—Mr. Barker.

The bill passed.

On motion title of bill made title of act.

BILLS AND OTHER BUSINESS FROM THE HOUSE.

House Bill No. 113.—An act to prevent trespasses by sheep upon certain lands in this territory, and to punish the owners of such sheep for violations of this act.

Read first time.

On motion rules suspended, read second time by title and referred to committee on agriculture.

House Bill No. 198.—An act defining the boundary line of Lewis county.

Read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Barker.

Bill passed.

On motion title of bill made title of act.

House Bill No. 176.—An act in relation to assessment districts in incorporated cities for the purpose of making public improvements therein.

Read first time.

On motion rules suspended, read second time by title and referred to committee on corporatons.

House Bill No. 102.—An act to prohibit cattle, horses, mules, sheep or goats from running at large or being herded on any uninclosed lands in the several counties of Washington Territory, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on agriculture.

House Bill No. 92.—An act to add a new section to chapter 69 of the code of Washington, to be known as section 840½, creating and defining the crime of malicious mischief, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 172.—An act regulating the building and maintaining of barbed wire fences, and providing penalty for violation.

Read first time.

On motion rules suspended, read second time by title and referred to committee on corporations.

House Bill No. 88.—An act to provide for the transportation of convicts to the territorial penitentiary, and to fix the compensation therefor.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 141—An act to provide for the construction and maintenance of dykes and dams in certain cases.

Read first time.

On motion rules suspended, read second time by title and referred to committee on corporations.

House Bill No. 124.—An act providing for the commutation of sentence of territorial prisoners.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 123.—An act to govern the officers of the territorial penitentiary.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 196.—An act to amend an act entitled "An act in regard to pilot commissioners and pilots on the Columbia river," approved Nov. 29, 1871.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 213.—An act to authorize the supreme court of Washington Territory to hold adjourned terms at such places and times as it may direct.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 214.—An act to authorize the issuance of duplicate territorial warrants in certain cases.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 33, An act for the relief of John DeTiere, have had the same under consideration and report the same correctly enrolled.

O. C. WHITE,
Chairman.

The president of the Council announced that he was about to sign the above entitled Council Bill No. 33.

On motion, House Bill No. 63 was taken from the table, read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Barker.

Bill passed.

On motion title of bill made title of act.

On motion of Mr. Gowey, the vote on final passage of Council Bill No. 117 was reconsidered, and the bill laid on table subject to call.

On motion Council Bill No. 92 was called from the table and read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Absent—Messrs. Cooke and Roeder.

Not voting—Mr. Barker.

Bill passed.

On motion title of bill made title of act.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 26, 1888.

To the Honorable the President of the Council.

SIR:—I herewith return—

Council Bill No. 9.—Entitled "An act to provide for the erection of a building for the Washington School for Defective Youth at Vancouver, Clarke county, and to appropriate money therefor"—

With my approval.

Respectfully,
EUGENE SEMPLE,
Governor.

By Mr. Gowey:

Council Bill No. 135.—An act to amend an act entitled "An act to amend sections 2988, 2989 and 2991, and to repeal section 2990 of the code of Washington, relating to roads.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Gowey:

Council Bill No. 136.—An act to amend an act entitled "An act to amend chapter 110 of the code of Washington Territory relating to idiots and insane.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

On motion Council adjourned until 10 o'clock a. m. tomorrow.

Chief Clerk.

FIFTY-FOURTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 27, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of yesterday read and approved.

PROPOSITIONS AND MOTIONS.

By Mr. Gabel:

Council Bill No. 137.—An act to provide for the printing and distribution of the governor's message and report.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on ways and means.

By Mr. Gabel:

Council Bill No. 138.—An act for the relief of the Province of British Columbia and to provide for the payment to said province, costs and expenses incurred by said province for the arrest and detention of one Thomas Pierre, a fugitive from this territory, charged with the crime of murder.

Read first time and bill laid on table subject to call.

BILLS, REPORTS AND OTHER BUSINESS LAYING ON THE TABLE.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred Council Bill No. 98, An act to regulate the license and sale of intoxicating liquors, have had the same under consideration and report it back without recommendation.

MILTON GABEL,
Chairman.

On motion made special order for to-morrow at 11 a. m.

Report of Judiciary Committee.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 92, An act creating and defining the crime of malicious

mischief and providing the punishment therefor, have had the same under consideration and recommend its passage with the following amendment:

Amend section 1 by adding to and at the end thereof the following words: "Or by imprisonment in the penitentiary not more than five years, nor less than one year."

M. GABEL,
Chairman.

On motion, report of committee adopted.

Read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—9.

Absent—Mr. Cooke.

Not voting—Messrs. Gowey and Steele.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 103, An act prescribing rules and regulations for the execution of the trust arising under the act of congress entitled, An act for the relief of the inhabitants of cities and towns upon public lands," approved March 2, 1867, have had the same under consideration and report that they recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, White and Mr. President—8.

Absent—Mr. Cooke.

Not voting—Messrs. Barker, Sharpstein and Steele.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Coun-

cil Bill No. 31, An act appropriating money for the support of the Washington School for Defective Youth and to meet an indebtedness arising from inadequate appropriation heretofore made; and Council Bill No. 59, An act to amend section 117 of chapter IX of the code of Washington Terrifory entitled "Arrests and Bail;" report the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Coun-Bill No. 30, An act to amend sections 1446 and 1459 of chapter CII of the code of Washington Territory, relating to the inventory and effects of deceased persons; Council Bill No. 88, To create a district court of the county of Douglas and defining the jurisdiction thereof; Council Bill No. 40, To pay H. C. Paige for putting the capitol buildings and grounds in order for the present Legislative Assembly; Council Bill No. 26, For the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington Territory; beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 100, An act for the more efficient organization and discipline of the militia of the Territory of Washington, report that it is correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the bills as entitled and enumerated in the foregoing report.

Report of Committee on Commerce.

Council Bill No. 73.—An act entitled an act to establish pilots and pilot regulations for Juan de Fuca strait, Puget Sound and all American waters pertaining thereto.

Report of committee adopted, with amendments, and the bill ordered engrossed as amended.

Report of Committee on Corporations.

MR. PRESIDENT:—

Your committee on corporations have had under consideration House Bill No. 176, An act authorizing incorporated cities, towns or villages to create assessment districts within the incorporated limits of such city, town or village, for the purpose of raising revenue to open or improve the streets, highways and alleys therein, and recommend its passage.

J. M. STEELE,
Chairman.

On motion report of committee adopted.
Bill read third time.
On motion bill laid on table subject to call.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 131, An act to authorize boards of county commissioners in their discretion to exempt property from taxation to the amount of fifteen hundred dollars belonging to persons disabled by age or disease or injury of body or mind from earning a subsistence, have had the same under consideration and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

Bill read third time.
On motion bill laid on table subject to call.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 132, An act to protect the purity of the air in public offices, buildings, sidewalks and streets of incorporated towns and cities, have had the same under consideration and recommend its indefinite postponement.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 128, An act to regulate the appointment of

commissioners, have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey and White—3.

Nays—Messrs. Barker, Foster, Hawley, Lewis, Roeder, Sharpstein and Mr. President—7.

Absent—Mr. Cooke.

Not voting—Mr. Steele.

The bill failed to pass.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 214, An act to authorize the issuance of duplicate territorial warrants in certain cases, have had the same under consideration and recommend its passage with the accompanying amendment.

JOHN F. GOWEY,
Chairman.

On motion report of committee with amendments adopted.

Bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—9.

Absent—Mr. Cooke.

Not voting—Messrs. Barker and Steele.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 26, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 137.—An act to repeal an act entitled "An act to provide for the collection of road taxes and the maintenance of roads in Kitsap county.

House Bill No. 166.—An act regulating theaters.

House Bill No. 160.—An act to amend section 1859 of chapter 131 of the code of Washington, relating to appeals to the district court.

House Bill No. 132.—An act to amend sections 1770, 1771, 1772 and 1773 of chapter 119 of the eode of Washington Territory, relating to trial by jury of actions before justices of the peace.

House Bill No. 15.—A bill entitled "An act in relation to coal mines."

House Bill No. 133.—An act to repeal an act entitled "An act to amend section 2552 of chapter 198 of the code of Washington Territory, relating to marks and brands," approved Feb. 4, 1886.

House Bill No. 134.—An act to amend chapter 229 of the code of Washington Territory, relating to public highways.

House Bill No. 130.—An act to amend section 344 of chapter 32 of the code of Washington Territory, relating to the giving of mortgages on real estate owned and occupied as a homestead.

House Bill No. 126.—An act to amend section six of an act entitled "An act concerning conveyances of real estate and providing a form for deeds, mortgages and certificates of acknowledgments, and declaring the effect thereof," approved Jan. 21, 1886.

Council Bill No. 59.—An act to amend section 117 of chapter IX of the code of Washington Territory, entitled "Arrests and Bail."

Also following bills with amendments—

Council Bill No. 62.—An act for the relief of certain employes of the present Legislative Assembly.

Council Bill No. 125.—An act for the relief of T. B. Elder, J. W. Arrasmith, M. Gabel, E. J. Fellows, Edward Irwin, B. L. Sharpstein, Henry Roeder, P. A. Preston and Geo. Eckler.

Council Bill No. 32.—An act for the relief of Henry Landes, S. W. Brown and B. L. Sharpstein.

And ask concurrence of the Council.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 27, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Memorial No. 2.—Praying for settlement of Indian war claims of 1855-56.

Council Joint Resolution No. 8.—For providing copies of the laws of the territory for the library.

Council Bill No. 24.—An act for the support of the University of Washington Territory.

Council Bill No. 22.—An act to amend section 2319 of the code of Washington Territory in relation to acknowledgments.

Council Bill No. 33.—An act for the relief of John De Tiere.

Council Bill No. 29.—An act to amend section 1508 of chapter 105 of the code of Washington Territory, relating to sales of property by executors and administrators.

Council Bill No. 15.—An act to provide for and regulate the issuing of executions in this territory.

And are herewith returned.

And the House has passed—

Council Memorial No. 6.—In relation to the admission of Washington Territory and Northern Idaho as a state.

Council Bill No. 69.—An act to regulate the practice of dentistry and to protect the people against empiricism in relation thereto in the Territory of Washington.

House Bill No. 218.—Substitute for Council Bill No. 38.—An act to amend sections 3 and 5 of an act entitled "An act to amend chapter CLV of the code of Washington Territory, entitled courts," approved Jan. 9, 1886.

Herewith returned.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 27, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 121.—An act to provide for the assessment, levy and collection of taxes upon the property of railroad companies in this Territory.

Herewith for your action.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 136, An act requiring municipal corporations to take a bond from contractors contracting to do work or make any improvements for such municipal corporations, conditional to pay laborers, mechanics, material men and others, have had the same under consideration and recommend its passage with the following amendments:

Amend title by striking out the word "conditional" and inserting the word "conditioned."

In section 3, line 14, before the word "this," insert the word and figure "section 4."

M. GABEL,
Chairman.

On motion report of committee was adopted with amendments.

Bill read third time.

On motion the bill placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and White—8.

Absent—Mr. Cooke.

Not voting—Messrs. Barker, Steele and Mr. President—3.

Bill passed.

On motion title of bill made title of act.

BILLS AND OTHER BUSINESS FROM THE HOUSE.

On motion the amendments to Council Bill No. 62, made by the House, were concurred in.

House Bill No. 31.—An act entitled "An act for developing the latent resources of the earth in Washington Territory."

Read first time.

On motion rules suspended, bill read second time by title and referred to committee on mines and mining interests.

House Bill No. 137.—An act to repeal an act entitled "An act to provide for the collection of road taxes and the maintenance of roads in Kitsap county."

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, read third time by title, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Absent—Mr. Cooke.

Not voting—Messrs. Barker, Foster, Roeder and Steele.

Bill passed.

On motion title of bill made title of act.

House Bill No. 166.—An act regulating theatres.

Read first time.

On motion rules suspended, read second time by title and referred to committee on corporatons.

House Bill No. 160.—An act to amend section 1859 of chapter 131 of the code of Washington Territory, relating to ap- to the district court.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 132.—An act to amend sections 1770, 1771, 1772 and 1773 of chapter 119 of the code of Washington Territory, relating to trial by jury of actions before justices of the peace.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 15.—A bill entitled "An act in relation to coal mines."

Read first time.

On motion rules suspended, read second time by title and referred to committee on mines and mining interests.

House Bill No. 133.—An act to repeal an act entitled "An act to amend section 2552, chapter 198 of the code of Washington Territory relating to marks and brands," approved Feb. 4, 1886.

Read first time.

On motion rules suspended, read second time by title and referred to committee on agriculture.

House Bill No 134.—An act to amend chapter 229 of the code of Washington Territory, relating to public highways.

Read first time.

On motion rules suspended, read second time by title and referred to committee on roads and highways.

House Bill No. 130.—An act to amend section 344 of chapter 32 of the code of Washington Territory, relating to the giving of mortgages on real estate owned and occupied as a homestead.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 126.—An act to amend section 6 of an act entitled "An act concerning conveyances of real estate, and providing a form for deeds, mortgages and certificates of acknowledgment, and declaring the effect thereof."

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 218.—Substitute for Council Bill No. 38.—An act to amend sections 3 and 5 of an act entitled "An act to amend chapter 155 of the code of Washington Territory entitled 'courts,'" approved January 9, 1886.

Read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

House Bill No. 121.—An act to provide for the assessment, levy and collection of taxes upon the property of railroad companies in this territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

Approved January 28, 1888.

FIFTY-FIFTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 28, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Thompson:

Council Memorial No. 7.—For the removal of a bar on the Columbia river.

Read first time.

On motion rules suspended memorial read second time by title.

Rules further suspended, read third time, considered engrossed and placed on its final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke.

Not voting—Mr. Gowey.

Memorial passed and title agreed to.

On motion, amendment of House to—

Council Bill No. 32.—An act for the relief of Henry Landes, S. W. Brown and B. L. Sharpstein—

Were concurred in by the Council.

On motion, amendments of House to—

Council Bill No. 125.—An act for the relief of T. B. Elder, J. W. Arrasmith, M. Gabel, E. J. Fellows, Edward Irwin, B. L. Sharpstein and Henry Roeder—

Were concurred in by the Council.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee to whom was referred Council Memorial No. 6, An act in relation to the admission of Washington Territory and Northern Idaho as a state; Council Bill No. 62, An act for the relief of the employes of the present Legislative Assembly; Council Bill No. 63, An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and fix the compensation; Council Bill No. 69, An act to regulate the practice of dentistry and to protect the people against empiricism in relation thereto, in the Territory of Washington; beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion, report of committee adopted.

The president announced that he was about to sign the above entitled and enumerated bills.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 27, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 19.—Substitute for House Bill No. 19.—An act concerning conveyances of real estate.

House Bill No. 117.—An act legalizing the acts of the county officers of Douglas county, Washington Territory.

House Bill No. 86.—An act declaring it to be a misdemeanor for any person to discharge, in the vicinity of any inhabited dwelling house or in the streets of an incorporated city or unincorporated town, in a reckless or careless or negligent manner any fire-arms, etc.

And herewith submit the same.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan, 27, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bill No. 26.—An act for the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington Territory.

Council Bill No. 30.—An act to amend sections 1446 and 1459 of chapter 102 of the code of Washington Territory, relating to the inventory and effects of deceased persons.

Council Bill No. 31.—An act appropriating money for the support of the Washington School for Defective Youth, and to meet an indebtedness arising from inadequate appropriation heretofore made.

Council Bill No. 40.—An act to pay H. C. Paige for putting the capitol buildings and grounds in order for the present Legislative Assembly.

Council Bill No. 100.—An act for the more efficient organization and discipline of the militia of the Territory of Washington.

Council Bill No. 59.—An act to amend section 117 of chapter IX of the code of Washington Territory entitled "Arrests and Bail."

Council Bill No. 88.—An act to create a district court of the county of Douglas, and defining the jurisdiction thereof.

And herewith return the same.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 27, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 33.—Substitute for House Bill No. 33.—An act to amend section 2990 of chapter 229 of the code of Washington Territory, relating to roads, ferries and bridges, and travel on public highways, as the same is amended and re-enacted by an act of the Legislative Assembly, approved Nov. 28, 1883.

House Bill No. 168.—An act relating to the licensing of animals kept for breeding purposes for hire.

House Bill No. 171.—An act to amend an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation.

House Bill No. 118.—An act to provide for the appointment of a code commission, and to make an appropriation for the same.

House Bill No. 26.—An act in relation to the salaries and fees of probate judges.

Council Bill No. 48.—An act relative to motions for a new trial in district courts, and to repeal section 281 of the code of Washington relative thereto.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 28, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Memorial No. 6.—In relation to the admission of Washington Territory and Northern Idaho as a state.

Council Bill No. 62.—An act for the relief of the employes of the present Legislative Assembly.

Council Bill No. 63.—An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and fix the compensation.

Council Bill No. 69.—An act to regulate the practice of dentisty and to protect the people against empiricism in relation thereto in the Territory of Washington.

Herewith returned.

And the House has concurred in Council amendments to—
House Bill No. 136.—An act requiring a municipal corporation to take a bond from contractors, etc.

And refuse to concur in Council amendments to—
House Bill No. 92.—An act creating and defining the crime of malicious mischief and providing the punishment therefor—
And ask that the Council recede from its amendments.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 28, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 156.—An act to authorize counties and cities to refund outstanding bonded indebtedness.

House Bill No. 178.—An act in relation to appeals from the district courts of this territory.

House Bill No. 179.—An act in relation to appeals from the supreme court of this territory.

Council Bill No. 18.—An act relating to surveys authorized by the congress of the United States in the Territory of Washington.

Council Bill No. 90.—An act to authorize telegraph and telephone companies to exercise the right of eminent domain and to prescribe the mode of appropriation.

Herewith.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 132, An act to amend sections 1770, 1771, 1772 and 1773 of chapter CXIX of the code of Washington Territory, relating to trial by jury of actions before justices of the peace, have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

The bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke.

Not voting—Mr. Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 130, An act to amend section 344 of chapter XXXII of the code of Washington Territory, relating to the giving of mortgages on real estate owned and occupied as a homestead, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion bill placed on on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke.

Not voting—Mr. Gowey.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 160, An act to amend section 1859 of chapter CXXVI of the code of Washington, relating to appeals to the district court, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Roeder, Sharpstein, Steele, White and Mr. President—9.

Absent—Mr. Cooke.

Not voting—Messrs. Barker and Lewis.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred House Bill No. 121, An act to provide for the assessment, levy and collection of taxes upon the property of railroad companies in this territory, have had the same under consideration and recommend its passage.

O. C. WHITE,
B. L. SHARPSTEIN,
of Committee.

On motion, report of committee adopted.

Read third time.

On motion the bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—9.

Nays—Messrs. Gowey and Steele.

Absent—Mr. Cooke.

Bill passed.

On motion the title of bill was made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred House Bill No. 88, An act to provide for the transportation of convicts to the territorial penitentiary and to fix the compensation therefor, have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Read third time.

On motion, bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill was made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred Council Bill No. 137, An act to provide for the printing and distribution of the governor's message and report, have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion, report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis; Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Elections.

MR. PRESIDENT:—

Your committee on elections, to whom was referred Council Bill No. 122, An act to provide for the registration of voters, have considered the same, and respectfully recommend that the bill be indefinitely postponed.

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred a communication from the governor, with printed copies of documents, connected with a claim on the part of the Province of British Columbia against this territory, in the matter of the extradition of one Thomas Pierre in 1874, have carefully examined said papers and reports and believing that the claim is

just, and that it should be paid without further delay, do hereby recommend that Council Bill No. 138, for the payment of said bill, do pass.

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

Bill read second time.

On motion rules suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke.

Not voting—Mr. Barker.

The bill passed.

On motion title of bill made title of act.

Report of Committee on Corporations.

MR. PRESIDENT:—

Your committee on corporations have had under consideration House Bill No. 67, being "An act for the incorporation of towns and villages in the Territory of Washington," and recommend its passage with the following amendments, to-wit:

Section 1, line 8, strike out the word "eight" and insert the word "one."

Add after the word "therein," in line 25, section 26: "*Provided*, that no such municipal corporation shall extend its boundaries so as to include more than twenty (20) acres of land belonging to any one person, and not platted into lots, without the written consent of the owner of such land."

Insert after the word "provided" in line 25, section 26, the word "further."

J. M. STEELE,
Chairman.

On motion report of committee adopted.

On motion the printed bill was substituted for the original.

Council Bill No. 98.—An act to provide for a territorial license for the sale of spirituous, vinous, malt and other intoxicating liquors in the Territory of Washington.

Bill read third time.

On motion of Mr. Thompson, the bill was amended as follows: By adding after the word "territory," line 4, section 14, the words "or of the city."

Mr. Gowey offered as a substitute—

Council Bill No. 98.—An act to provide for a territorial license for the sale of spirituous, vinous, malt and other intoxicating liquors in the Territory of Washington.

Read third time.

Question being: Shall the substitute pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Roeder, Sharpstein and White—6.

Nays—Messrs. Foster, Hawley, Lewis and Mr. President—4.

Absent—Mr. Cooke.

Not voting—Mr. Steele.

The substitute bill adopted.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey and White—4.

Nays—Messrs. Foster, Hawley, Lewis, Roeder, Sharpstein, Steele and Mr. President—7.

Absent—Mr. Cooke.

The bill failed to pass.

Report of Committee on Engrossed Bills.

MR. PRESIDENT:—

Your committee upon engrossed bills beg to report that they have had Council Bill No. 73 under consideration and report the same back properly engrossed.

J. HAMILTON LEWIS,
of Committee.

Bill read third time.

Mr. Gowey proposed to amend as follows:

Section 1, strike out the word "discreet" and insert the word "competent;" after the word "navigation," in line 2 of printed bill, add the words "by and with the advice and consent of the Council."

Amend section 18 by striking out the last ten words thereof, to-wit: "out of a harbor alone, or in case of distress."

On motion amendments adopted.

On motion the bill considered engrossed as amended and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Absent—Mr. Cooke.

Not voting—Mr. Gowey.

Bill passed.

On motion title of bill made title of act.

On motion—

Council Bill No. 107.—An act for the compensation of district judges—

Was taken up and read third time.

On motion the bill was referred to committee on judiciary.

Mr. Gowey gave notice that in five days he would introduce a bill in regard to fisheries, being a copy of House Bill No. 74, defeated in the House.

Mr. Gowey introduced—

Council Bill No. 139.—An act to appropriate money for the relief of certain employes of the Legislative Assembly; for the payment of incidental expenses for the executive office; for the territorial auditor's office, and for other purposes.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 27, 1888.

To the Honorable the President of the Council.

SIR:—I herewith return, with my approval—

Council Bill No. 22.—An act to amend section 2319 of the code of Washington Territory in relation to acknowledgments.

Council Bill No. 29.—An act to amend section 1504 of chapter 105 of the code of Washington Territory, relating to sales of property by executors and administrators.

Council Bill No. 15.—An act to provide for and regulate the issuing of executions in this territory.

Council Bill No. 24.—An act for the support of the University of Washington Territory.

Council Bill No. 33.—An act for the relief of John De Tiere.

Respectfully,

EUGENE SEMPLE,
Governor.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 28, 1888.

To the Honorable the President of the Council:

SIR:—I herewith submit for the consideration of the Council the names of Geo. D. Shannon, W. A. Newell and Stephen Judson to be trustees of the hospital for the insane at Steilacoom.

B. B. Glascock, D. M. Drumheller and Stanley Hallett to be building commissioners of the hospital for insane at Medical Lake.

B. F. Shaw, H. H. Gridley and J. J. Healey to be building commissioners of the School for Defective Youth at Vancouver.

J. H. Morgan to be superintendent of public instruction.

J. L. McBride for first district, L. E. Follansbee for second district, H. J. Swim for third district and W. B. Turner for fourth district, to be members of the territorial board of education.

J. C. Wethered, T. T. Minor, S. C. Herren, Charles F. Whittlesey and J. B. Reavis, to be regents of the Territorial University.

Very respectfully,
EUGENE SEMPLE,
Governor.

January 28, 1888, read and laid over till Monday.

On motion, the Council adjourned to January 30, 1888, at 10 o'clock a. m.

Chief Clerk.

Approved Jan. 30.

FIFTY-SEVENTH DAY.

COUNCIL CHAMBER,
Olympia, Jan. 30, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of Saturday read and approved.

BILLS, REPORTS AND OTHER BUSINESS LAYING ON THE TABLE.

House Bill No. 92.—An act creating and defining the crime of malicious mischief, and providing for the punishment therefor.

The House refused to concur in Council amendments.

The president appointed as committee of conference on the part of the Council Messrs. Gowey and Lewis.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 125, An act for the relief of T. B. Elder, J. W. Arrasmith, M. Gabel, E J. Fellows, Edward Irwin, B. L. Sharpstein, Henry Roeder, P. A. Preston and George Eckler; Council Bill No. 48, An act relative to motions for a new trial in district courts and to repeal section 281 of the code of Washington relative thereto; Council Bill No. 32, An act for the relief of Henry Landes, S. W. Brown and B. L. Sharpstein; find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above enumerated and entitled bills, also—

House Bill No. 19.—An act concerning conveyances of real estate.

House Bill No. 117.—An act legalizing the acts of the county officers of Douglas county, Washington Territory.

House Bill No. 86.—An act declaring it to be a misdemeanor for any person to discharge, in the vicinity of an inhabited dwelling house or in the streets of an incorporated city, fire-arms, etc.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 130, An act to provide for the recovery of damages suffered by any servant, growing out of negligence of the master, notwithstanding contributory negligence on the part of such servant or other servants of said master, have had the same under consideration and recommend its passage with the following amendments:

Amend title by striking therefrom the words "or other servants of said master.

In section 1, line 8, strike out the third word "the," and insert in lieu thereof the word "such;" in the same line strike out the words "or fellow servants."

J. HAMILTON LEWIS,
O. C. WHITE,
of Committee.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Lewis, Sharpstein, Steele, White and Mr. President—7.

Nays—Messrs. Gabel, Gowey, Hawley and Roeder—4.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 28, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 170.—An act to provide for the relief of Union soldiers, sailors and marines and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines.

House Bill No. 215.—An act for the relief of H. W. Eagan.

House Bill No. 183.—Substitute for House Bill No. 183.—An act for the relief of R. F. Radebaugh and P. B. Johnson.

House Bill No. 186.—An act to provide for the expenses of the supreme court.

And the House has passed—

Council Bill No. 78.—An act for the relief of Frank W. Payne.

Council Bill No. 37.—An act to provide for and to authorize the printing, binding and distribution of the index to the code and session laws made and prepared under the provisions of law, approved February 4, 1886.

Council Bill No. 99.—An act for the relief of S. F. Albert.

And the speaker has signed—

House Bill No. 190.—An act to amend section five of an act entitled "An act to amend sections 2829, etc., relating to the revenue," approved February 4, 1886.

House Bill No. 87.—An act to repeal an act entitled "An act fixing the mileage fee of the sheriff of Whatcom county."

House Bill No. 154.—An act in relation to the courts of Washington Territory, and to establish therein certain municipal courts.

House Bill No. 198.—An act defining the boundary lines of Lewis county.

House Bill No. 63.—An act for the relief of W. A. Reynolds.

House Bill No. 121.—An act to provide for the assessment, levy and collection of taxes upon the property of railroad companies in this territory.

House Bill No. 104.—An act to amend section 836 of the code of Washington, relating to the crimes of embezzlement and larceny.

House Bill No. 69.—An act to amend section 827 of chapter 69 of the code of Washington Territory, defining the crime of burglary and prescribing the punishment thereof.

Herewith for your authograph.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he was about to sign the above entitled and enumerated bills signed by the speaker of the House.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 30, 1888.

To the Honorable the President of the Council.

SIR:—I herewith return, with my approval—

Council Bill No. 100.—An act for the more efficient organization and discipline of the militia of the Territory of Washington.

Council Bill No. 69.—An act to regulate the practice of dentisty and to protect the people against empiricism in relation thereto in the Territory of Washington.

Council Bill No. 88.—An act to create a district court of the county of Douglas and defining the jurisdiction thereof.

Council Bill No. 40.—An act to pay H. C. Paige for putting the capitol building and grounds in order for the present Legislative Assembly.

Council Bill No. 59.—An act to amend section 117 of chapter IX of the code of Washington Territory, entitled "Arrests and Bail."

Council Bill No. 30.—An act to amend sections 1446 and 1459 of chapter CII of the code of Washington Territory, relating to the inventory and effects of deceased persons.

Council Bill No. 62.—An act for the relief of certain employes of the present Legislative Assembly.

Council Bill No. 31.—An act appropriating money for the support of the Washington School for Defective Youth, and to meet an indebtedness arising from inadequate appropriation heretofore made.

Council Bill No. 26.—An act for the purchase of suitable files and fixtures for the preservation of the records of the supreme court of Washington Territory.

Council Bill No. 63.—An act to create the office of attorney-general for the Territory of Washington, define the duties of the office and fix the compensation.

Respectfully,

EUGENE SEMPLE,
Governor.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 126, An act to amend sections 6 and 7 of an act entitled "An act concerning conveyances of real estate and providing a form for deeds, mortgages and certificates of acknowledgments, and declaring the effect thereof," approved January 21, 1886, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted.
Bill read third time.
On motion, the bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill made title of act.

On motion of Mr. Gowey, the vote on final passage of Council Bill No. 73 was reconsidered and the bill laid on the table.

BILLS AND OTHER BUSINESS FROM THE HOUSE.

House Bill No. 156.—An act authorizing cities and counties to refund outstanding indebtedness.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 178.—An act relating to appeals from the district courts of this territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

House Bill No. 179.—An act relating to appeals from the supreme court of this territory.

Read first time.

On motion, rules suspended, bill read second time by title and referred to judiciary committee.

House Bill No. 33.—An act to amend section 2990 of the code as amended and re-enacted by the acts of 1883.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on roads and highways.

House Bill No. 168.—An act relating to the licensing of animals kept for breeding purposes for hire.

Read first time.

On motion, rules suspended, bill read second time by title and referred to committee on ways and means.

House Bill No. 171.—An act to amend an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation.

Bill read first time.

On motion rules suspended, read second time by title and referred to judiciary committee.

House Bill No. 67.—A bill for an act entitled "An act for the incorporation of towns and villages in the Territory of Washington.

Reead by title and recommitted to committee on corporations.

House Bill No. 118.—An act to provide for the appointment of a code commission, and to make an appropriation for the same.

Read first time.

On motion, rules suspended, read second time by title and referred to judiciary committee.

House Bill No. 26.—An act in relation to the salaries and fees of probate judges.

Bill read first time.

On motion, rules suspended, bill read second time by title and laid on the table.

House Bill No. 170.—An act to provide for the relief of Union soldiers, sailors and marines and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines.

Read first time and laid on the table.

House Bill No. 215.—An act for the relief of H. W. Eagan.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on claims.

House Bill No. 183.—An act for the relief of R. F. Radebaugh and P. B. Johnson.

Bill read first time.

On motion, rules suspended, bill read second time by title and referred to committee on claims.

House Bill No. 186.—An act to provide for the expenses of the supreme court.

Read first time and laid on the table.

Council Bill No. 36—

Was taken from the table, and on motion, rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Lewis, Roeder and Sharpstein—5.

Nays—Messrs. Gabel, Gowey, Hawley, Steele, White and Mr. President—6.

Absent—Mr. Cooke.

The bill failed to pass.

On motion Council adjourned until 10 o'clock a.m. to-morrow.

Chief Clerk.

FIFTY-EIGHTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Jan. 31, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—12.

Prayer by the chaplain.

Journal of yesterday read and approved.

BILLS, REPORTS AND OTHER BUSINESS LAYING ON THE TABLE.

Report of Committee on Counties.

MR. PRESIDENT:—

Your committee upon counties, to whom was referred Council Bill No. 102, have had the sane under consideration and respectfully report the same back without recommendation.

J. N. BARKER,
Chairman.

On motion the bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Roeder, Sharpstein, Steele and Mr. President—8.

Nays—Messrs. Foster, Lewis and White—3.

Not voting—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 30, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 197.—An act for the relief of the First National Bank of Seattle.

House Bill No. 164.—An act to appropriate one thousand dollars for the purpose of sinking an artesian well in Yakima county, Washington Territory.

Council Bill No. 45.—An act for the relief of Frank J. Parker.

Council Bill No. 75.—Substitute for Council Bill No. 75.—An act for the relief of Payne Bros. of Walla Walla and A. Farquhar of Olympia.

Substituted by new bill in House, and ask Council to concur in substitution.

Council Bill No. 111.—An act for the relief of William Cochrane—amended as noted.

Council Bill No. 39.—An act to appropriate money for territorial incidental expenses for the executive office—with amendments noted in pencil.

Council Bill No. 126.—An act for the further construction of penitentiary buildings at Walla Walla; for the purchase of nessary plant for the manufacture of grain sacks thereat; for heating and lighting the same; for the maintenance of prisoners therein confined; to cover deficiencies for past expenditures made on account of same, and appropriating money therefor.

Council Bill No. 127.—An act for the relief for the heirs-at-law of J. M. Vansyckle—with amendment noted.

House Bill No. 83.—An act for the relief of William Billings, J. K. Smith and Oliver Shead.

House Bill No. 73.—An act to prevent certain animals from running at large.

House Bill No. 174.—An act to amend section 55 of an act entitled "An act to amend the common school law of the Territory of Washington," approved February 4, 1886.

House Bill No. 181.—An act for the preservation of fish and game.

House Bill No. 222.—An act for the relief of Harriet M. Johnson.

House Bill No. 16.—An act entitled "An act declaring dogs to be personal property and making owners of dogs responsible for any damage their dogs may do."

House Bill No. 188.—An act amending section 1938 of the code of Washington relating to change of venue in justice courts.

House Bill No. 167.—An act in relation to driving stock along or near public highways and causing the same to be obstructed.

House Bill No. 142.—An act to create a district court for the county of Kitsap, and to define the jurisdiction thereof.

House Bill No. 185.—An act authorizing the county commissioners of Pacific county to offer a reward.

House Bill No. 105.—An act to amend an act entitled "An act to amend sections 2829, etc., of the code of Washington Territory, relating to the revenue."

Council Bill No. 17.—An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns and in relation thereto, and to repeal an act entitled "An act to amend section 2683 of the code of Washington Territory," approved Feb. 3, 1886.

Council Bill No. 42.—An act to amend section 91 of the code of Washington Territory, relating to verification of pleading.

Council Bill No. 113.—An act fixing the rate to be paid for public printing and providing for auditing the accounts for the same.

Council Bill No. 19.—An act relating to the crime of arson and to provide punishment therefor.

The latter amended and request concurrence of Council.

All the above herewith.

And the speaker has signed—

House Bill No. 132.—An act to amend sections 1770, 1771, 1772 and 1773 of chapter 119 of the code of Washington Territory, relating to trial by jury of actions before justices of the peace.

House Bill No. 88.—An act to provide for the transportation of convicts to the territorial penitentiary and to fix the compensation therefor.

House Bill No. 136.—An act requiring municipal corporations to take a bond from contractors, contracting to do work or make any improvements for such municipal corporations conditional to pay laborers, mechanics, material, men and others.

House Bill No. 137.—An act to repeal an act entitled "An act to provide for the collection of road taxes and the maintenance of roads in Kitsap county.

House Bill No. 214.—An act to authorize the issuance of duplicate territorial warrants in certain cases.

House Bill No. 130.—An act to amend section 344 of chapter 32 of the code of Washington Territory, relating to the giving of mortgages on real estate owned and occupied as a homestead.

House Bill No. 30.—An act in relation to garnishments in justice courts.

House Bill No. 103.—An act prescribing rules and regulations for the execution of the trust arising under the act of congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 2, 1867.

House Bill No. 160.—An act to amend section 1859 of the code of Washington, relating to appeals to the district court.

Herewith for your autograph.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he was about to sign the bills above entitled and enumerated as signed by the speaker of the House.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bill No. 48.—An act in relation to motions for a new trial in district courts, etc.

Council Bill No. 125.—An act for the relief of T. B. Elder, J. W. Arrasmith, M. Gabel, E. J. Fellows, etc.

Council Bill No. 32.—An act for the relief of Henry Landes, etc.

And the House has passed with amendments as noted in pencil—

Council Bill No. 51.—An act to appropriate money to defray the expenses of the hospital for the insane.

Also passed—

House Bill No. 227.—An act to appropriate money to pay deficiencies in the erection of hospital for the insane at Fort Steilacoom, etc.

Herewith.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has appointed Messrs. Reed and Fellows as committee of conference on part of the House on—

House Bill No. 92.—An act creating and defining the crime of malicious mischief, etc.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 216.—An act to amend section 2122 of chapter 155 of the code of Washington, entitled "Courts" as the same was amended by section 10, etc.

House Bill No. 189.—An act in relation to grand and petit jurors.

Council Bill No. 82.—An act to regulate the mode of proceeding to appropriate lands, real estate and other property by corporations for corporate purposes and ascertaining and securing compensation therefor.

Council Bill No. 83.—An act in relation to the powers of corporations and to amend chapter CLXXXVII of the code of Washington relating to the same subject.

With amendments following, to wit: By striking out in section 2456¾ the words "street highway" wherever they may occur.

T. G. NICKLIN,
Chief Clerk.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Steele:
Council Memorial No. 8.—Relative to the tariff.
Read first time.
On motion rules suspended, read second time by title and referred to committee on ways and means.

By Mr. Foster:
Council Resolution No. 5.—That no member shall speak more than 5 minutes at any one time on any particular measure.

PROPOSITIONS AND MOTIONS.

By Mr. Sharpstein:
Council Bill No. 140.—An act to legalize the official acts of persons holding commissions as notaries public.
Read first time.
On motion rules suspended, read second time by title.
On motion rules further suspended, bill read third time and placed on final passage.
Question being: Shall the bill pass? the vote resulted as follows:
Ayes—Messrs. Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.
Not voting—Mr. Barker.
Bill passed.
On motion title of bill made title of act.

By Mr. Lewis:
Council Bill No. 141.—An act relating to the affirmance by district courts of judgments of justices of the peace in certain cases.
Read first time.
On motion rules suspended, read second time by title and referred to committee on judiciary.

By Mr. Lewis:
Council Bill No. 142.—An act to authorize boards of county commissioners to expend funds in payment of premiums.
Read first time.
On motion rules suspended, read second time by title and referred to committee on counties.

By Mr. Sharpstein:

Council Resolution No. 6.—That no more bills or new business of any kind be received into the Council without the unanimous consent of all the members present.

On motion resolution adopted.

By Mr. Lewis:

Council Joint Resolution No. 13.—Relating to the people of Ireland.

Read first time.

On motion rules suspended, read second time by title and referred to committee on federal relations.

By Mr. Lewis:

Council Bill No. 143.—An act for the relief of S. T. Packwood.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 171, An act to amend an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation," have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion report of committee was adopted.

Bill read third time.

Mr. Sharpstein offered to amend as follows:

"That this act to take effect on and after the first Monday in March, 1889.

Question being: Shall the amendment be adopted? the vote resulted as follows:

Ayes—Messrs. Hawley, Sharpstein and Mr. President—3.

Nays—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Lewis, Roeder, Steele and White—9.

The amendment of Mr. Sharpstein was not adopted.

On motion the bill placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele and White—10.

Nays—Mr. Sharpstein and Mr. President.

Bill passed.

On motion title of bill made title of act.

On motion—

Council Bill No. 73.—An act entitled "An act to establish pilots and pilot regulations for Juan de Fuca strait, Puget Sound and all American waters pertaining thereto—

Was taken from the table and read by title.

Mr. Gowey and Mr. Sharpstein offered amendments, which were inserted in the bill, and on motion amendments adopted.

On motion rules suspended, bill considered engrossed, and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—12.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 37, To provide for and authorize the printing, binding and distribution of the index to the code and session laws, made and prepared under the provisions of law; Council Bill No. 78, An act for the relief of Frank W. Paine, superintendent of the territorial penitentiary; Council Bill No. 18, An act relating to surveys authorized by the congress of the United States in the Territory of Washington; Council Bill No. 90, An act to authorize telegraph and telephone companies to exercise the right of eminent domain, and to prescribe the mode of appropriation; Council Bill No. 99, An act for the relief of S. F. Albert; Council Bill No. 42, An act to amend section 91 of the code of Washington Territory relating to verification of pleadings, beg leave to report that the same have been properly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president of the Council announced that he was about to sign the above entitled and enumerated bills.

On motion of Mr. Lewis, House Bill No. 102 was made special order for to-morrow 11 o'clock a. m.

On motion of Mr. Gowey, House Bill No. 156 was taken up and report of committee received.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 156, An act to authorize counties and cities to refund outstanding bonded indebtedness, have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Not voting—Mr. Hawley.

Bill passed.

On motion title of bill made title of act.

On motion House Bill No. 67 was taken up and report of committee on corporations received.

Report of Committee on Corporations.

MR. PRESIDENT:—

Your committee on corporations, to whom was re-referred House Bill No. 67, An act for the incorporation of towns and villages in the Territory of Washington, have given the same further consideration and recommend its passage with the amendments as before stated, of which the foregoing is a copy.

J. M. STEELE,
Chairman.

On motion report with amendments of committee adopted, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Hawley, Lewis, Roeder, Steele and White—9.

Not voting—Messrs. Gowey, Sharpstein and Mr. President.

Bill passed.

On motion title of bill made title of act.

Mr. Gowey introduced the following Council resolution:

Resolved by the Council, That the clerk of this body be and hereby is authorized to convey Council messages from the Council to the House at any time the House may be in session.

On motion resolution adopted.

On motion the Council took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

Members all present.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 31, 1888.

To the Honorable the President of the Council:

F. P. Hicks, A. A. Denny and C. D. Emery having declined the nominations for regents of the University, their names are withdrawn, and those of J. C. Wethered, T. T. Minor and Charles F. Whittlesey submitted.

Louis Sohns having been appointed by my predecessor a trustee of the school for defective youth, to fill a vacancy caused by the resignation of J. W. Sprague, his name is submitted for confirmation for the unexpired term.

The name of John Sullivan is submitted for coal mine inspector.

The names of F. P. Hicks, P. H. Carlyon, E. C. Kilbourne, A. McCully and Edward Pittwood are submitted for dental commissioners.

The name of J. B. Metcalfe is submitteed for attorney-general.

The name of John Miller Murphy is submitted for territorial auditor.

The name of Frank I. Blodgett is submitted for treasurer.

The name of Ellen S. Stevenson is submitted for territorial librarian.

The names of B. A. Seaborg, J. C. Johnson and Edward Loomis are submitted for pilot commissioners.

The names of R. C. Hill, William Dodd and C. W. Hunt as members of the board of health of Port Townsend.

Respectfully,

EUGENE SEMPLE,
Governor.

On motion the Council went into executive session.

On motion the clerk was instructed to inform the House that the Council is now in executive session.

The Council in executive session confirmed appointments of the governor as follows:

For trustees of the hospital for the insane at steilacoom, Geo. D. Shannon, Stephen Judson.

For building commissioners of the hospital for the insane at Medical Lake, B. B. Glascock, D. M. Drumheller, Stanley Hallett.

For building commissioners of the School for Defective Youth at Vancouver, B. F. Shaw, H. H. Gridley, J. J. Healy.

For superintendents of public instruciion, J. H. Morgan and J. L. McBride for first district; L E. Follansbee for second district; H. J. Swim for third district; W. B. Turner for fourth district. To be members of territorial board of education.

For regents of the Territorial University, J. C. Wethered, T. T. Minor, S. C. Herren, Chas. F. Whittlesey, J. B. Reavis.

For trustee of the School for Defective Youth, Louis Sohns, for unexpired term to fill vacancy caused by the resignation of J. W. Sprague.

For coal mine inspector, John Sullivan.

For dental commissioners, F. P. Hicks, P. H. Carlyon, E. C. Kilbourne, A. McCully, Edward Pittwood.

For attorney-general, J. B. Metcalfe.

For territorial auditor, John Miller Murphy.

For territorial treasurer, Frank I. Blodgett.

For territorial librarian, Ellen S. Stevenson.

For pilot commissioners, B. A. Seaborg, J. C. Johnson, Edward Loomis.

For members of board of health at Port Townsend, R. C. Hill, William Dodd.

And the Council has rejected Wm. A. Newell for trustee of hospital for the insane at Steilacoom, and C. W. Hunt for member of board of health at Port Townsend.

By Mr. Gowey:

Council Joint Resolution No. 14.—To provide for distribution of session laws of 1887-8 and index to code to members and officers of present legislative assembly.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, read third time by title, considered engrossed and placed on final passage.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Cooke, Foster, Gabel, Gowey, Hawley,

Lewis, Roeder, Sharpstein, Steele, White and Mr. President —11.

Not voting—Mr. Barker.

Resolution adopted, and title agreed to.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Bill No. 139, entitled "An act to appropriate money for the relief of certain persons and to defray incidental expenses of the present Legislative Assembly, etc., report the same back to the Council for consideration.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Not voting—Messrs. Barker and Steele.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 126, An act to provide for the further construction of penitentiary buildings at Walla Walla, for the purchase of necessary plant for the manufacture of grain sacks thereat, for heating and lighting the same, for the maintenance of prisoners therein confined, to cover deficiencies for past expenditures made on account of the same, and appropriating money therefor; Council Bill No. 17, An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns, and in relation thereto and to repeal an act entitled "An act to amend section 2683 of the code of Washington Territory, approved February 3, 1886; Council Bill No. 113, An act fixing the rate to be paid for public printing, and providing for auditing the accounts for the same; Council Bill No. 45, An act for the relief of Frank J. Parker, of Walla Walla, for services as trustee of the Washington School for Defective Youth;" beg leave to report that the same are correctly enrolled.

O. C. WHITE,
Chairman.

The president announced that he was about to sign the above entitled and enumerated bills.

On motion the clerk was instructed to inform the governor of the action of the Council on the appointments submitted.

On motion the clerk was instructed to inform the House that the executive session of the Council had closed and regular session resumed.

On motion amendments of House to Council Bill No. 19 were concurred in.

On motion Council Bill No. 56 was taken from the table and made special order for 10:30 o'clock to-morrow morning.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 123, An act to govern the officers of the territorial penitentiary, have had the same under consideration and report as a substitute Council Bill No. 144, entitled "An act to govern the officers of the territorial penitentiary, and to provide for their compensation, herewith submitted, and recommend that it pass.

M. GABEL,
Chairman.

On motion report of committee and substitute Council Bill No. 144 adopted.

On motion rules suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Not voting—Messrs. Foster and Steele.

The bill passed.

On motion title of bill made title of act.

On motion—

House Bill No. 83.—An act for the relief of Wm. Billings, J. K. Smith and Oliver Shead—

Was taken up and read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—11.

Not voting—Mr. Steele.

Bill passed.

On motion title of bill made title of act.

On motion—

Council Bill No. 83.—An act in relation to the powers of corporations and to amend chapter 187 of the code of Washington relating to the same subject—

Was taken up and the bill with amendments made by the House read, and on motion the House amendments concurred in.

On motion the Council took a recess until 7 o'clock p. m.

EVENING SESSION.

On motion House Bill No. 218 was taken up.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 218, substitute for Council Bill No. 38, An act fixing the time for holding the regular terms of the district court in the first judicial district of this territory, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Bill read second time.

On motion, rules suspended, bill read third time and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Roeder.

Bill passed.

On motion the title of bill was made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 226.—An act concerning actions to enjoin collection of taxes and actions for recovery of property sold for taxes.

Council Bill No. 77.—An act relating to the election of justices of the peace.

House Bill No. 125.—An act to amend section 1961 of chapter 138 of the code of Washington Territory, relating to liens of mechanics and others upon real property.

Herewith transmitted.

Council Bill No. 73.—An act to establish pilots and pilot regulations for the Strait of Juan de Fuca, Puget Sound, etc.

Council Bill No. 89.—An act to provide for the relief of indigent soldiers, sailors, etc.

With amendments as indicated in pencil and ask concurrence of Council.

House Memorial No. 11.—Asking appropriation for the purpose of surveying unsurveyed lands.

And the speaker has signed—

Council Bill No. 83.—An act in relation to the powers of corporations and to amend chapter CLXXXVII of the code of Washington relating to the same subject.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 221.—An act to amend section 2080 of chapter 152 of the code of Washington Territory, as amended by an act entitled "An act to amend section 2080 of chapter 152 of the code of Washington, relating to grand and petit jurors.

House Bill No. 127.—An act to amend sections 25 and 26 of an act entitled "An act to amend the common school law of the Territory of Washington."

House Bill No. 128.—A bill for an act in relation to animals kept for breeding purposes.

Council Bill No. 144.—An act to govern the officers of the territorial penitentiary and to provide for their compensation.
With amendments as noted, and ask concurrence of the Council.

And the House has concurred in Council amendments to—
House Bill No. 67.—An act for the incorporation of towns and villages in the Territory of Washington.

Council Bill No. 121.—An act to amend sections 15 and 28 of an act entitled "An act to establish a school for the deaf, mute, blind and feeble-minded youth of Washington Territory.

Council Bill No. 137.—An act to provide for the printing and distribution of the governor's message and report—
With addition of new section noted.

Council Bill No. 52.—An act to provide for the publication and distribution of Volume III of the supreme court reports of Washington Territory—
With amendments noted.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—
I am instructed by the House to inform the Council that the speaker has signed—
House Bill No. 126.—An act to amend sections 6 and 7 of an act entitled "An act concerning conveyances of real estate and providing a form for deeds, etc.

House Bill No. 171.—An act to amend an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation.

House Bill No. 156.—An act authorizing cities and counties to refund outstanding indebtedness.

House Bill No. 83.—An act for the relief of Wm. Billings, J. K. Smith and Oliver Shead.
The president of the Council announced that he was about to sign the above entitled and enumerated bills.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Jan. 31, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Memorial No. 9.—Praying for an appropriation for Dennis Storrs and others.

House Bill No. 169.—An act to amend section 2273 of chapter 167 of the code of Washington Territory, entitled "Protection of inmates of insane asylum."

House Bill No. 194.—An act to provide for the location of county seats in counties where the same have not already been located.

House Bill No. 193.—An act relating to appropriation for roads and bridges, etc.

House Memorial No. 8.—Concerning the evils arising from the presence of Chinese, etc.

House Memorial No. 6.—Praying that the Colville Indian reservation be vacated.

House Bill No. 180.—An act authorizing organized counties of Washington Territory to issue and dispose of bonds to provide funds to pay outstanding indebtedness, etc.

Herewith for your consideration.

And the speaker has signed—

Council Bill No. 113.—An act fixing the rate to be paid for public printing, etc.

Council Bill No. 42.—An act to amend section 91 of the code of Washington Territory, relating to verification of pleading.

Council Bill No. 78.—An act for the relief of Frank W. Payne.

Council Bill No. 18.—An act relating to surveys.

Council Bill No. 17.—An act authorizing indebtedness to be created by counties, cities, etc.

Council Bill No. 90.—An act authorizing telegraph and telephone companies to exercise right of eminent domain.

Council Bill No. 45.—An act for the relief of Frank J. Parker.

Council Bill No. 126.—An act to provide for further construction of penitentiary buildings at Walla Walla.

Council Bill No. 37.—An act authorizing printing, binding and distribution of index to code.

Council Bill No. 99.—An act for the relief of S. F. Albert.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

On motion the vote rejecting the name of C. W. Hunt as a member of the board of health, Port Townsend, was reconsidered.

On motion the Council confirmed the appointment of C. W. Hunt as a member of the board of health, Port Townsend.

On motion House Bill No. 141 was taken up.

Report of Committee on Commerce.

MR. PRESIDENT:—

Your committee on commerce, to whom was referred House Bill No. 141, An act for the construction and maintenance of dykes and dams in certain cases, have had the same under consideration and recommend its passage.

J. M. STEELE,
Chairman.

On motion report of committee adopted, the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

On motion—

Council Bill No. 74.—An act to organize school districts in cities and incorporated towns of eight thousand inhabitants, etc.—

Was taken from the table and read by title.

On motion House Bill No. 213 was taken up.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House

Bill No. 213, An act to authorize the supreme court of Washington Territory to hold adjourned terms at such places and times as it may direct, have had the same under consideration and recommend its passage with the following amendment:

In section 1, line 3, insert after the word "terms" the words "for the year 1888."

MILTON GABEL,
Chairman.

On motion report of committee was adopted, the bill read third time as amended and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Sharpstein, Steele and White—7.

Nays—Mr. Gowey and Mr. President.

Not voting—Messrs. Barker, Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

On motion—

Council Bill No. 52.—An act to provide for the publication and distribution of Volume 3, reports of supreme court, etc.—

Was taken up and the bill read as amended by the House.

On motion the Council concurred in the House amendments.

BILLS, REPORTS AND OTHER BUSINESS LAYING ON THE TABLE.

Report of Committee on Military Affairs.

MR. PRESIDENT:—

YOUR committee to whom was referred Council Bill No. 81, An act for the relief of R. G. O'Brien, report that they have examined the same and recommend that the same be passed, with the sum of $150 inserted instead of the words $300, in lines 3 and 4, section one, the said amount being the amount paid out by said O'Brien.

J. HAMILTON LEWIS,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, the bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Sharpstein, Steele, and White—7.

Not voting—Messrs. Barker, Cooke, Gowey, Roeder, and Mr. President—5.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred council bill No. 83 have had the same enrolled and find the same correct.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president of the Council announced that he was about to sign the above council bill No. 83.

Report of Committee on Agriculture.

MR. PRESIDENT:—

Your committee on agriculture to whom was referred House Bill No. 133 have had the same under consideration and recommend that it do pass.

J. FOSTER,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Sharpstein, and Steele—6.

Nays—Messrs. Gowey, White and Mr. President.

Not voting—Messrs Barker, Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred House Bill No. 183, An act for the relief of R. F. Radebaugh and P. B. Johnson, have examined the same and recommend that the bill do pass.

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred House Bill No. 215, have considered the same, and respectfully recommend the bill do pass, with the following amendments:

In sections 1 and 2, in lines 5 and 6, the words "three hundred and sixty" be stricken out and the words "one hundred and eighty" be inserted.

R. T. HAWLEY,
Chairman.

On motion, report of committee adopted.

Bill read third time and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Roeder.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 118, An act to provide for the appointment of a code commission and to make an appropriation for the same, have had the same under consideration and report that they recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Roeder.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary to whom was referred House Bill No. 124, An act providing for the commutation of sentence of territorial prisoners, have had the same under consideration and report that they recommend its passage with the following amendments: Strike out the word "superintendent" wherever it occurs in the bill and insert the words "board of penitentiary commissioners," in the place thereof.

M. GABEL,
Chairman.

On motion, report of committee adopted.

Read third time and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Sharpstein, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Lewis and Roeder—4.

Bill passed.

On motion title of bill made title of act.

Report of committee on mining and mining interests on House Bill No. 15 was read with amendments offered by committee and adopted.

Mr. Gowey offered amendments which were inserted in the bill and the amendments adopted.

Bill read third time and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Foster and Roeder—4.

Bill passed.

On motion title of bill was made title of act.

Report of Committee on Mines and Mining Interests.

MR. PRESIDENT:—

Your committee on mines to whom was referred House Bill No. 31, have had the same under consideration and report that the same do pass.

J. N. BARKER,
Chairman.

On motion report of committee adopted and bill read second time and referred to judiciary committee.

On motion, Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

FIFTY-NINTH DAY.

COUNCIL CHAMBER,
OLYMPIA, Feb. 1, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—12.

Prayer by the chaplain.

Journal of yesterday read and approved.

Report of Committee on Elections.

MR. PRESIDENT:—

Your committee on elections to whom was referred Council Bill No. 133, An act prescribing the qualifications of electors in the Territory of Washington, on and after the date of July 4, 1891, have considered the same and recommend that it be indefinitely postponed.

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

On motion—

House Bill No. 142.—An act to create a district court for the county of Kitsap, and to define the jurisdiction thereof,—

Was taken up.

Read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, read third time and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Not voting—Mr. Cooke.
Bill passed.
On motion, title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—
Your committee on enrolled bills to whom was referred Council Bill No. 82, have had the same enrolled and find the same correct.

O. C. WHITE,
Chairman.

On motion report of committee adopted.
The president of the Council announced that he was about to sign the above entitled bill.

On motion—
Council Bill No. 56.—An act to provide for the regulation, licensing or prohibiting of the sale or disposal of spirituous, malt or other intoxicating liquors—
Was taken up and read by request.
Mr. Thompson offered to substitute—
Council Bill No. 56.—An act to regulate, restrain, license or prohibit the sale of intoxicating liquors.
Substituted bill read first time.
Question being, Shall the substitute pass? vote resulted as follows:
Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—7.
Nays—Messrs. Barker, Cooke, Foster, Roeder and Sharpstein—5.
The substitute adopted.

Question being on the final passage of the bill, vote resulted as follows:
Ayes—Messrs. Barker, Cooke, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—9.
Nays—Messrs. Foster, Roeder and Sharpstein.
Bill passed.
On motion, title of bill was made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb 1, 1888.

MR. PRESIDENT:—
I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 43.—An act to provide the manner of commencing civil actions.
With amendments as noted.

Council Bill No. 115.—An act making it larceny to appropriate to one's own use the goods, chattels and personal property of another held in bailment and to punish the same.

And the speaker has signed—
House Bill No. 213.—An act to authorize the supreme court of Washington Territory to hold adjourned terms at such places and times as it may direct.
Herewith.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he had signed the above House Bill No. 213.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—
I am instructed by the House to inform the Council that the House has passed—
Council Memorial No. 7.—For the removal of a bar on the Columbia river.

House Bill No. 228.—An act to fix the time for the meeting of the Legislative Assembly of Washington Territory.

House Joint Resolution No. 9.—Relative to time of adjournment.
Herewith.

T. G. NICKLIN,
Chief Clerk.

On motion amendments of House to Council Bill No. 144, substitute for House Bill No. 123, were concurred in.

On motion—
House Bill No. 194.—An act to provide for the location of county seats in counties where the same have not already been located—
Was called up.
Read first time.
On motion, rules suspended, bill read second time by title.
Rules further suspended, read third time and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Cooke, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 139.—An act to appropriate money for the relief of certain employes of the Legislative Assembly for the payment of incidental expenses, for the executive office, for the territorial auditor's office and for other purposes.

With amendments.

House Bill No. 131.—An act to amend sections 19 and 24 of an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

Council Bill No. 21.—An act to amend chapter 105 of the code of Washington Territory entitled "Sales of property by executors and administrators."

With amendments.

Council Bill No. 91.—An act to amend sections 36, 67 and 87 of an act entitled "An act to amend the common school law of the Territory of Washington."

House Bill No. 129.—An act to amend section 2984 of chapter 229, relating to roads, etc.

Speaker has signed—

Council Bill No. 82.—An act to regulate the mode of proceeding to appropriate lands, real estate, etc.

House Bill No. 218.—An act to amend sections three and five of an act entitled "An act to amend chapter 155 of the code of Washington Territory entitled 'courts,'" approved Jan. 9, 1886.

All herewith.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he had signed the above House Bill No. 218.

On motion the amendments of the House to—
Council Bill No. 127—An act for the relief of the heirs of J. M. Vansyckle—
Were concurred in.

On motion the amendments of the House to—
Council Bill No. 111—An act for the relief of Wm. Cochrane—
Were concurred in.

On motion—
House Bill No. 102.—An act to prohibit cattle, horses, mules, sheep or goats from running at large, etc., (reported back by committee on agriculture without recommendation),—
Was taken up and read third time.
Mr. Gabel offered a substitute for House Bill No. 102, which on motion was adopted.
Question being, Shall the bill pass? the vote resulted as follows:
Ayes—Messrs. Barker Cooke, Gabel, Gowey, Hawley, Lewis, Roeder, White and Mr. President—9.
Nays—Messrs. Foster, Sharpstein, and Steele.
Bill passed.
On motion title of bill made title of act.
On motion the Council took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

Members all present.
On motion—
Council Bill No. 43—An act to provide for the manner of commencement of civil actions—
Was taken up, the amendments of the House read and concurred in.

On motion Council Bill No. 74 was made special order for this evening at 7 o'clock.

On motion—
House Bill No. 176—An act in relation to assessment districts in incorporated cities for the purpose of making public improvements—
Was taken up and made special order for this evening at 7:30 o'clock.

On motion—
House Bill No. 26.—An act in relation to the salaries and fees of probate judges of Washington Territory—

Was called up and read second time by title.

On motion rules suspended, and the bill read third time.

Mr. Sharpstein offered the following amendment:

"This act shall not affect any counties in which probate judges now receive a salary under existing laws."

On motion amendment adopted.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Sharpstein and White—7.

Nays—Messrs. Foster and Roeder.

Not voting—Messrs. Cooke, Steele and Mr. President.

Bill passed.

On motion title of bill made title of act.

On motion the amendments of the House to Council Bill No. 89 were concurred in.

On motion House Bill No. 178 was taken up.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 178, An act in relation to appeals from the district court of this territory, have had the same under consideration and recommend its passage.

M. GABEL,
Chairman.

On motion report of committee adopted, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Steele.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred House Bill No. 179, An act in relation to appeals from the supreme court of this territory, have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion report of committee adopted.

Bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, White and Mr. President—6.

Nays—Mr. Roeder.

Not voting—Messrs. Barker, Cooke, Gowey, Sharpstein and Steele—5.

Bill passed.

On motion title of bill made title of act.

On motion House amendments to Council Bill No. 139 were read and concurred in, except amendment 3.

On motion the president appointed Mr. Sharpstein and Mr. Gowey committee on conference on amendments to Council Bill No. 139 not concurred in.

Report of Committee on Roads and Highways.

MR. PRESIDENT:—

Your committee on roads and highways, to whom was referred House Bill No. 33, substitute for House Bill No. 33, An act to amend section 2990 of the code as amended by the acts of 1883, have had the same under consideration and recommend that it do pass.

M. GABEL,
Chairman.

On motion report of committee adopted, the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Sharpstein.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has appointed Messrs. Irwin and Fellows conference committee on—

Council Bill No. 139.—An act to appropriate money for the relief of certain employes, etc.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 70.—An act to provide for the locating, opening and maintaining of roads and chutes, etc.

With amendments as appended.

T. G. NICKLIN,
Chief Clerk.

On motion House Bill No. 196 was taken up.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 196, An act to amend an act in regard to pilot commissioners and pilots on the Columbia river, approved November 29, 1871, have had the same under consideration and recommend its passage with the amendments accompanying this report.

JOHN F. GOWEY,
Chairman.

On motion report of committee and amendments adopted, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Not voting—Messrs. Barker and Cooke.

Bill passed.

On motion title of bill made title of act.

On motion—

House Bill No. 228.—An act to fix the time for the meeting of the Legislative Assembly of the Territory of Washington—

Was taken up and read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein and White—7.

Nays—Messrs. Gowey, Steele and Mr. President.

Not voting—Messrs. Barker and Cooke.

The bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 202.—An act to amend section 2989 of the code of Washington, relating to the duty of county auditor.

House Bill No. 230.—An act to amend section 8 of an act creating and conferring jurisdiction upon district court of Kittitass county.

House Bill No. 229.—An act validating the acts of notaries public, etc.

House Bill No. 200.—An act to amend section 2990 of the code relating to road supervisors.

House Bill No. 114.—An act relating to locating and recording mining claims.

T. G. NICKLIN,
Chief Clerk.

On motion—

Council Bill No. 21.—An act to amend chapter 105 of the code of Washington Territory entitled "Sales of property by executors and administrators—

Was taken up and amendments of House concurred in.

On motion—

Council Bill No. 70.—An act to provide for the locating, opening and maintaining logging roads, etc.—

Was taken up, the amendments of the House read and concurred in.

On motion—

Council Bill No. 137.—An act to provide for the distribution and printing of the governor's message and report—

Was taken up and the amendments of the House concurred in.

On motion—

House Bill No. 229.—An act validating the appointments of notaries public, etc.—

Was taken up and read first time.

On motion rules suspended, read second time by title.

Rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—8.

Not voting—Messrs. Barker, Cooke, Foster and Mr. President—4.

The bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has adopted report of conference committee on Council Bill No. 139, and receded from its third amendment.

And passed—

House Bill No. 231.—An act to provide for the distribution of session laws, etc.

Council Memorial No. 4.—For an appropriation of $10,000 for the improvement of Deception Pass.

Herewith.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Bill No. 211.—An act providing for the organization of school districts in incorporated cities containing a population of eight thousand or more inhabitants, and providing for the maintenance and government of public schools therein.

House Bill No. 119.—An act to amend an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

House Bill No. 201.—An act to amend section 66 of an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

On motion amendments of House to Council Bill No. 51 were concurred in.

On motion—

House Bill No. 227.—An act to appropriate money to pay deficiencies in the erection of hospital for insane at Fort Steilacoom—

Was taken up and read first time.

On motion rules suspended, read second time by title.

On motion rules further suspended, bill read third time.

Mr. Lewis offered to amend as follows:

In section 1: "The said sums paid under this act, or so much thereof, to be only paid when audited by the territorial auditor and accepted as corrected by the said board of trustees." (After line 17, section 1.)

On motion amendment adopted.

On motion bill placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gowey, Hawley, Lewis, Steele, White and Mr. President—7.

Nays—Messrs. Foster, Gabel, Roeder and Sharpstein—5.

Not voting—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 121, To amend section 15 and 28 of an act entitled "An act to establish a school for the deaf, mute, blind and feeble-minded youth of Washington Territory," approved February 3, 1886; Council Bill No. 19, Relating to the crime of arson, and to provide punishment therefor; Council Bill No. 77, Relating to the election of justices of the peace; Council Bill No. 111, For the relief of William Cochrane; Council Bill No. 127, For the relief of the heirs-at-law of J. M. Vansyckle; Council Bill No. 73, To establish pilots and pilot regulations for the straits of Juan de Fuca, Puget Sound and all American waters pertaining thereto; Council Memorial No. 7, For the removal of a bar on the Columbia river; Council Bill No. 115, Making it larceny to appropriate to one's own use the goods, chattels and personal property of another held in bailment, and to punish the same; Council Bill No. 91, To amend sections 36 and 67 and 87 of an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886; beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled and enumerated bills.

On motion—

Council Memorial No. 8.—Relative to the tariff—

Was taken up.

Report of Committee on Ways and Means.

Mr. PRESIDENT:—

Your committee on ways and means, to whom was referred Council Memorial No. 8, have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
O. C. WHITE,
of Committee.

On motion report of committee adopted, and memorial read third time and placed on final passage.

Question being: Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—7.

Nays—Messrs. Foster and Sharpstein.

Not voting—Messrs. Barker, Cooke and Roeder.

Memorial passed, and title agreed to.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 110.—An act to amend section 2286 of chapter 169 of the code, relating to practice of medicine.

Herewith.

T. G. NICKLIN,
Chief Clerk.

On motion—

House Bill No. 197.—An act for the relief of the First National Bank of Seattle—

Was taken up and read first time.

On motion rules suspended, read second time by title and referred to committee on judiciary.

On motion—

House Bill No. 193.—An act to amend section 3040 of chapter 232 of the code of Washington, 1881, relating to the appropriation for roads and bridges by county commissioners—

Was taken up and read first time.

On motion rules suspended, read second time by title and referred to committee on roads and highways.

By Mr. White:

Council Resolution No. 8.—*Resolved by the Council*, That the president be and he is hereby instructed to certify pay for the journal clerk, J. D. Hannegan, from the first day of the session.

On motion—

House Bill No. 221.—An act to amend section 2080 of chapter 152 of the code of Washington Territory, relating to grand and petit juries—

Was taken up and read first time.

On motion, rules suspended, bill read second time by title and referred to committee on judiciary.

On motion the Council took a recess until 7 o'clock p. m.

ENENING SESSION.

On motion of Mr. Steele, the vote of the Council concurring in House amendments of Council Bill No. 111 was reconsidered.

On motion of Mr. Gowey, the Council refused to concur in House amendments to Council Bill No. 111.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 118.—An act to provide for the appointment of a code code commission and to make an appropriation for the same.

House Bill No. 141.—An act to provide for the construction and maintenance of dikes and dams in certain cases.

House Bill No. 183.—An act for the relief of R. F. Radebaugh.

House Bill No. 215.—An act for the relief of H. W. Eagan.

House Bill No. 194.—An act to provide for the location of county seats in counties where the same have not already been located.

House Bill No. 142.—An act to create a district court for the county of Kitsap, etc.

House Bill No. 133.—An act to repeal an act entitled "An act to amend section 2552, etc."

Herewith.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled and enumerated bills.

Report of Committee on Judiciary.

Mr. Gabel verbally reports House Bill No. 197 having been under consideration and recommends its passage.

On motion report of committee adopted.

Bill read third time.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Roeder and Sharpstein—4.

Bill passed.

On motion, title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 26.—An act in relation to the salaries and fees of probate judges of Washington Territory

House Bill No. 228.—An act to fix the time for the meeting of the Legislative Assembly of Washington Territory.

House Bill No. 179.—An act relating to appeals from the supreme court of this territory.

House Bill No. 178.—An act relating to appeals from the district courts of this territory.

House has concurred in Council amendments to—

House Bill No. 15.—An act in relation to coal mines.

House has refused to concur in Council amendment to—

House Bill No. 196.—An act in regard to pilot commissioners, and appoint Messrs. Warman and Humes committee of conference on part of House.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign House Bills Nos. 26, 228, 179 and 178 as above entitled and enumerated.

Council Bill No. 74 being the special order for 7 o'clock p. m. was read by title.

House Bill No. 211.—An act providing for the organization of school districts in incorporate cities containing a population of eight thousand or more inhabitants, etc.

Read first time and laid on the table.

The amendments offered by Messrs. Gowey and Steele to Council Bill No. 74 were on motion adopted.

On motion rules suspended, bill considered engrossed and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Roeder, Steele and Mr. President—8.

Nays—Mr. Foster.

Not voting—Messrs. Barker, Cooke, Sharpstein and White.

Bill passed.

On motion title of bill made title of act.

The president appointed as committee of conference on House Bill No. 196, Messrs. Gowey and White.

On motion—

House Bill No. 176—An act in relation to assessment districts in incorporated cities for the purpose of making public improvements—

Was taken up and read by title.

On motion amendments offered by Mr. Lewis adopted and the bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke and Sharpstein.

Bill passed.

On motion the title of bill was made title of act.

On motion House Bill No. 134 was taken up.

Report of Committee on Roads and Highways.

MR. PRESIDENT:—

Your committee on roads and highways to whom was referred House Bill No. 134, An act to amend chapter 229 of the code of Washington Territory, relating to public highways, have had the same under consideration and recommend its passage.

MILTON GABEL,
Chairman.

On motion, report of committee adopted.

Read third time and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke, and Sharpstein.
Bill passed.
On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Joint Resolution No. 8.—Instructing the regents of the university to make a full exhibit of its assets at the next legislature.

House Bill No. 99.—An act to provide against the spread of infectious or contagious diseases.

And the speaker has signed—

Council Bill No. 127—An act for the relief of the heirs-at-law of J. M. Vansyckle—

Council Bill No. 115.—An act making it larceny to appropriate to one's own use the goods, etc.

Council Bill No. 121.—An act to amend sections 15 and 28 of an act establishing school for defective youth.

Council Memorial No. 7.—For the removal of a bar on the Columbia river.

Council Bill No. 73.—An act to establish pilots and pilot regulations, etc.

Council Bill No. 91.—An act to amend sections 36, 67 and 87 of common school law.

Council Bill No. 77.—An act relating to the election of justices of the peace.

Council Bill No. 19.—An act relating to the crime of arson.

Herewith for your consideration.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred House Bill No. 168, entitled "An act relating to the licensing of

animals kept for breeding purposes for hire," have had the same under consideration and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

On motion the amendment of Mr. Gabel adopted.

Bill read third time and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, White and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Roeder, Sharpstein, and Steele—5.

Bill passed.

On motion title of bill was made title of act.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, January 31, 1888.

To the Honorable the President of the Council:

SIR:—I herewith return with my approval—

Council Bill No. 32—An act for the relief of Henry Landes, S. H. Browne and B. L. Sharpstein.

Council Bill No. 48—An act relative to motions for a new trial in district courts, and to repeal section 201 of the code of Washington relative thereto.

Council Bill No. 125—An act for the relief of T. B. Elder, J.W. Arrasmith, M. Gabel, E. J. Fellows, Edward Irwin, B. L. Sharpstein, Henry Roeder, P. A. Preston and George Eckler.

Respectfully,
EUGENE SEMPLE,
Governor.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 1, 1888.

To the Honorable the President of the Council.

SIR:—I herewith return, with my approval—

Council Bill No. 99.—An act for the relief of S. F. Albert.

Council Bill No. 42.—An act to amend section 91 of the code of Washington Territory, relating to verification of pleadings.

Council Bill No. 45.—An act for the relief of Frank J. Parker, of Walla Walla, for services as trustee of the Washington School for Defective youth.

Council Bill No. 18.—An act relating to surveys authorized by the Congress of the United States in the Territory of Washington.

Council Bill No. 17.—An act authorizing indebtedness to be created by counties, cities, school districts and incorporated towns, and in relation thereto, and to repeal "An act to amend section 2683 of the code of Washington Territory," approved February 3, 1886.

Council Bill No. 90.—An act authorizing telegraph and telephone companies to exercise right of eminent domain, and to prescribe the mode of appropriation.

Council Bill No. 113.—An act fixing the rate to be paid for public printing, and providing for auditing the accounts for the same.

Council Bill No. 82.—An act to regulate the mode of proceeding to appropriate lands, real estate and other property by corporations for corporate purposes, and of ascertaining and securing compensation therefor.

Council Bill No. 83.—An act in relation to the powers of corporations and to amend chapter CLXXXVII of the code of Washington relating to the same subject.

Respectfully,

EUGENE SEMPLE,
Governor.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims to whom was referred House Bill No. 109, have examined the same and report the bill back without recommendation.

R. T. HAWLEY,
Chairman.

Mr. Thompson offered a substitute for House Bill No. 109, which on motion was adopted, and the substituted bill referred to judiciary committee, to report to-morrow morning as soon as practicable after 10 o'clock a. m.

On motion—

House Bill No. 186—An act to provide for expenses of the supreme court—

Was taken up and read second time.

On motion, rules suspended, bill read third time by title and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes--Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele, and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Sharpstein and White.

Bill passed.

On motion title of bill made title of act.

On motion—

House Bill No. 131.—An act to amend section 24 of an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886—

Was taken up and read first time.

On motion amendments offered by Mr. Thompson and Mr. Gowey were adopted.

On motion rules suspended, bill read second time by title.

On motion rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Roeder, Steele and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Foster, Sharpstein and White—5.

Bill passed.

On motion title of bill made title of act.

Mr. Roeder introduced:

Council Resolution No. 9.—*Resolved by the Council of the Territory of Washington*, The chief clerk of the Council is hereby directed to transmit to the office of the secretary the Territory of Washington all bills, petitions and resolutions in his possession at the time of final adjournment.

On motion resolution adopted.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 139, An act to appropriate money for the relief of certain employes of the Legislative Assembly, of the payment of incidental expenses for the executive office, for the territorial auditor's office and for other purposes; Council Bill No. 144, An act to govern the officers of the territorial penitentiary, and to provide for their compensation; Council Bill No. 52, An act to provide for the publication and distribution

of volume three of the reports of the supreme court of Washington Territory; Council Bill No. 137, An act to provide for the printing and distribution of the governor's message and report; beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president of the Council announced that he was about to sign the above entitled and enumerated bills.

Report of Committee on Corporations.

MR. PRESIDENT:—

Your committee on corporations have had under consideration House Bill No. 172, An act regulating the building and maintaining of barbed wire fences and providing a penalty for the violation thereof, and recommend that it do pass.

J. M. STEELE,
Chairman.

On motion report of committee adopted, the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Roeder, Steele, White and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Foster, Lewis and Sharpstein—5.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Agriculture.

MR. PRESIDENT:—

Your committee on agriculture have had under consideration House Bill No. 113, and report it back without recommendation.

J. FOSTER,
Chairman.

On motion House Bill No. 113 was made special order for to-morrow 11 o'clock a. m.

On motion the vote referring Council Joint Resolution No. 13 to committee on federal relations was reconsidered.

The resolution read third time and placed on final passage.

Question being: Shall the resolution pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Roeder, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Foster and Sharpstein—4.

Resolution passed, and title agreed to.

Report of Committee on Judiciary.

MR. PRESIDENT:—

Your committee on judiciary, to whom was referred Council Bill No. 136, An act to amend an act entitled "An act to amend chapter CX of the code of Washington Territory, relating to idiots and insane, and section 2267 of chapter CLXVI entitled 'Hospital for insane,'" approved February 4, 1883, have had the same under consideration and recommend its passage with the following amendments:

In section 1, line 9, strike out the words "justice of the peace," and strike out all of lines 10, 11, 12 and 13, and insert the following: "Judge of the probate court of any adjoining county, upon applicant filing an affidavit setting forth the inability of the proper probate judge to attend at his office."

M. GABEL,
Chairman.

On motion report of committee adopted, the bill read third time and ordered engrossed with amendments.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Steele, White and Mr. President—9.

Not voting—Messrs. Barker, Cooke, and Sharpstein.

Bill passed.

On motion, title of bill was made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the Speaker has signed—

House Bill No. 124.—An act to provide for the commutation of sentence of territorial prisoners.

House Bill No. 33.—An act to amend section 2990 of the code, etc.

House Bill No. 197.—An act for the relief of the First National Bank of Seattle.

House Bill No. 76.—An act for the incorporation of towns and villages, etc.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled and enumerated bills.

On motion—

House Bill No. 180.—An act authorizing organized counties of Washington Territory to issue and dispose of bonds to provide funds to pay outstanding indebtedness, etc.

Read first time.

On motion, rules suspended and read second time by title and referred to judiciary committee.

House Bill No. 222.—An act for the relief of Harriet M. Johnson.

Read first time.

On motion, rules suspended, read second time by title and referred to committee on claims.

House Bill No. 114.—An act in relation to the location and recording of quartz mining claims, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on mines and mining.

House Memorial No. 11.—Asking appropriation for the purpose of surveying unsurveyed lands.

Read and adopted.

House Memorial No. 6.—Praying that the Colville Indian reservation be vacated.

On motion memorial adopted.

House Bill No. 125.—An act to amend section 1961 of chapter 138 of the code of Washington Territory, relating to liens of mechanics and others upon real property.

Read first time.

On motion rules suspended, bill read second time by title.

Rules further suspended, the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Roeder and Sharpstein—4.

Bill passed.
On motion title of bill made title of act.

On motion—
House Memorial No. 9.—Praying for an appropriation for Dennis Storrs and others—
Was taken up, read fist time and adopted.

Report of Committee on Judiciary.

MR. PRESIDENT:—
Your committee on judiciary, to whom was referred Council Bill No. 107, An act to provide for the compensation of the judges of the district court for the transaction of judicial business in which the United States is not a party, have had the same under consideration and recommend its indefinite postponement.

MILTON GABEL,
Chairman.

On motion report of committee adopted, and the bill indefinitely postponed.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—
I am instructed by the House to inform the Council that the House has passed—

House Bill No. 204.—An act to authorize the laying out and opening of territorial roads.

House Bill No. 223.—An act to carry into effect the provisions of an act entitled "An act for the more efficient organization and discipline of the militia of the Territory of Washington.

House Bill No. 224.—An act fixing the amount of interest on territorial and county warrants.
Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 1, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has signed—

Council Bill No. 144.—Substitute for House Bill No. 123.—An act to govern the officers of the penitentiary, etc.

Council Bill No. 137.—An act to provide for the printing and distribution of governor's message, etc.

Council Bill No. 139.—An act to appropriate money for the relief of certain employes, etc.

Council Bill No. 52.—An act to provide for the publication and distribution of volume 2 of reports of supreme court.

And passed—

Council Bill No. 7.—An act for the payment of wages in lawful money of the United States.

Council Bill No. 72.—An act for the protection of dykes and dams—With amendments.

Council Bill No. 84.—An act to amend section 2434 of chapter CLXXXV of the code, etc.

Council Bill No. 5.—An act in relation to corporations.

Council Bill No. 103.—An act to repeal an act entitled "An act to provide for locating county roads, etc."

Herewith.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Corporations.

MR. PRESIDENT:—

Your committee on corporations, to whom was referred House Bill No. 166, An act regulating theatres, have had the same under consideration and recommend that the same be indefinely postponed.

J. M. STEELE,
Chairman.

On motion report of committee adopted.

House Bill No. 169.—An act to amend section 2273 of chapter 167 of the code of Washington Territory entitled "Protection of inmates of insane asylum.

Read first time and on motion indefinitely postponed.

House Bill No. 73.—An act to prevent certain animals from running at large.

Read first time.

On motion rules suspended, read second time by title and referred to committee on education.

House Bill No. 174.—An act to amend section 55 of an act entitled "An act to amend the common school law of Washington Territory.

Read first time.

On motion bill laid on table.

House Bill No. 181.—An act for the preservation of fish and game.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 188.—An act amending section 1938 of the code, etc.

Read first time.

On motion rules suspended, read second time by title and indefinitely postponed.

House Bill No. 185.—An act authorizing the county commissioners of Pacific county to offer a reward.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 16.—An act entitled "An act declaring dogs to be personal property, and making owners responsible, etc.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 127.—An act to amend sections 25 and 26 of an act entitled "An act to amend the common school laws of Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

Council Bill No. 75.—An act for the relief of Paine Bros. of Walla Walla.

Read first time.

Question being: Shall the substitute be adopted? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Roeder and Sharpstein—4.

The substitute adopted.

House Bill No. 164.—An act appropriating $1000 for the purpose of sinking an artesian well in Yakima county, Washington Territory.

Read first time.

On motion rules suspended, read second time by title and referred to committee on ways and means.

House Bill No. 129.—An act to amend section 2984 of chapter 229 of the code of Washington Territory relating to roads, ferries, etc.

Read first time.

On motion rules suspended, bill read second time by title.

Rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—8.

Not voting—Messrs. Barker, Cooke, Roeder and Sharpstein—4.

Bill passed.

On motion title of bill made title of act.

On motion House amendments to—

Council Bill No. 39.—An act to appropriate money for incidental expenses of the executive office—

Were not concurred in.

On motion the president appointed Mr. Steele and Mr. Lewis committee of conference on part of the Council.

On motion the vote adopting House substitute to Council Bill No. 75 was reconsidered.

The question being: Shall House substitute to Council Bill No. 75 be adopted and the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, White and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Roeder, Sharpstein and Steele.

Bill passed.

On motion title of bill made title of act.

House Bill No. 167.—An act in relation to driving stock along or near public highways and causing the same to be obstructed.

Read first time.

On motion rules suspended, read second time by title and referred to committee on roads and highways.

House Bill No. 105.—An act to amend an act entitled "An act to amend sections 2829, 2830, 2831, etc., of the code, relating to the revenue.

Read first time.

On motion bill laid on table.

House Bill No. 189.—An act in relation to grand and petit jurors.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Nays—Messrs. Gabel, Gowey, Hawley, Lewis, Steele and Mr. President—6.

Not voting—Messrs. Barker and Cooke, Foster, Roeder, Sharpstein and White—6.

The bill failed to pass.

On motion the vote on final passage on House Bill No. 189 was reconsidered, and the bill referred to judiciary committee.

House Memorial No. 8.—Concerning the evils arising from the presence of Chinese, etc.

Read three times and placed on final passage.

Question being: Shall the memorial pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Foster, Roeder and Sharpstein—5.

Memorial passed, and title agreed to.

House Bill No. 216.—An act to amend section 2122 of chapter 155 of the code of Washington entitled "Courts," as the same was amended by section 10, etc.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Foster, Roeder and Sharpstein—5.

The bill passed.

On motion title of bill made title of act.

House Bill No. 226.—An act concerning actions to enjoin collection of taxes and actions for recovery of property sold for taxes.

Read first time.

On motion rules suspended, bill read second time by title.

Rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Steele, White and Mr. President—7.

Not voting—Messrs. Barker, Cooke, Foster, Roeder and Sharpstein—5.

Bill passed.

On motion title of bill made title of act.

House Bill No. 128.—A bill for an act in relation to animals kept for breeding purposes.

Read first time.

On motion rules suspended, bill read second time by title.

Rules further suspended, bill read third time and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Gabel, Steele and Mr. President—3.

Nays—Messrs. Gowey, Hawley, Lewis and White—4.

Not voting—Messrs. Barker, Cooke, Foster, Roeder and Sharpstein—5.

The bill failed to pass.

On motion Council adjourned until 10 o'clock a. m. to-morrow.

Chief Clerk.

SIXTIETH DAY.

COUNCIL CHAMBER,
Olympia, Feb. 2, 1888.

Council met pursuant to adjournment.

The president in the chair.

Present—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Prayer by the chaplain.

Journal of yesterday read and approved.

On motion the vote on final passage of House Bill No. 128 was reconsidered.

On motion the amendments offered by Mr. White to House Bill No. 128 were adopted and considered part of the bill.

The bill read as amended and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Not voting—Mr. Foster.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has refused to concur in Council amendments to—

House Bill No. 176—An act in relation to assessment districts in incorporated cities for the purpose of making public improvements therein.

And Messrs. Thompson and Fellows have been appointed as such committee on part of the House.

T. G. NICKLIN,
Chief Clerk.

On motion the vote was reconsidered on appointing conference committee on—

Council Bill No. 39.—An act to appropriate money for territorial incidental expenses for the executive office.

On motion the vote was reconsidered refusing to concur in amendments by House to Council Bill No. 39.

On motion the amendments of House to Council Bill No. 39 were concurred in.

Report of judiciary committee on—

House Bill No. 109.—An act to regulate and license fire, marine, life and other insurance companies of Washington Territory—

Reported back verbally without recommendation

The bill was read third time and on motion laid on table.

The president appointed as committee of conference on House Bill No. 176, Messrs. Steele and Lewis on the part of the Council.

Report of Committee on Mines and Mining Interests.

MR. PRESIDENT:—

Your committee on mines and mining have had under consideration House Bill No. 114, An act relating to the locating and recording of mining claims, and recommend that the same do pass.

J. N. BARKER,
Chairman.

On motion, report of committee adopted.

Read third time.

On motion, bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and Steele—8.

Not voting—Messrs. Foster, White and Mr. President—3.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill was made title of act.

The committee on judiciary to whom was referred—

House Bill No. 221.—An act to amend section 2080 of chapter 152 of the code of Washington Territory, etc., relating to grand and petit jurors—

Recommend verbally that it do pass.

On motion, report of committee adopted.

Read third time and placed on final passage.

Question being, Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Not voting—Mr. Barker.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill made title of act.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable the President of the Council.

SIR:—I have the honor to transmit herewith with my approval—

Council Bill No. 139.—Entitled "An act to appropriate money for certain employes of the Legislative Assembly and for other purposes."

Respectfully,
EUGENE SEMPLE,
Governor.

Mr. Lewis introduced—

Council Bill No. 145.—An act to amend section 12 of an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation, etc."

Read first time.

On motion, rules suspended, bill read second time by title.

Rules further suspended, read third time, considered engrossed and placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and Mr. President—9.

Not voting—Messrs. Barker and White.

Absent—Mr. Cooke.

Bill passed.

On motion the title of bill was made title of act.

Report of judiciary committee on—

House Bill No. 189.—An act in relation to grand and petit jurors—

Recommend its passage.

On motion, report of committee adopted.

On motion, the bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, White and Mr. President—7.

Not voting—Messrs. Barker, Foster, Roeder and Steele—4.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has appointed as conference committee on part of the House, Messrs. Humes and Preston on—

House Bill No. 111.—An act for the relief of Wm. Cochrane.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has concurred in Council amendments to the following bills:

House Bill No. 131.—An act to amend sections 19 and 24 of an act entitled "An act to amend the common school law of the Territory of Washington, approved Feb. 4, 1886.

House Bill No. 227.—An act to appropriate money to pay deficiencies in the erection of hospital for insane at Fort Steilacoom.

House Bill No. 168.—An act relating to the licensing of animals kept for breeding purposes for hire.

T. G. NICKLIN,
Chief Clerk.

On motion—

House Bill No. 230.—An act to amend section 8 of an act creating and conferring jurisdiction upon district court of Kittitas county—

Was taken up and read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, read third time and placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—8

Not voting—Messrs. Barker, Foster and Roeder.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill made title of act.

On motion—

House Bill No. 231.—An act to provide for the distribution of the session laws—

Was taken up.

Read first time.

On motion rules suspended bill read second time by title.

On motion, rules further suspended, bill read third time, and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, White and Mr. President—10.

Not voting—Mr. Steele.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

On motion the president appointed as committee of conference on Council Bill No. 111, Messrs. White and Sharpstein, on the part of the Council.

House Joint Resolution No. 8.—Instructing the regents of the university to make a full exhibit of its assets at the next legislature.

Read three times and adopted.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 89, To provide for the relief of indigent Union and Mexican war soldiers, sailors and marines, and the families of those deceased or indigent and to defray funeral expenses; Council Bill No. 43, To provide the manner of commencing civil actions; Council Bill No. 84, To amend section 2434, chapter CLXXXV, of the code of Washington, relating to the formation of corporations; Council Bill No. 21, To amend chapter CV of the code of Washington Territory, entitled "Sales of property by executors and administrators;" beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled and enumerated bills.

On motion—

House Bill No. 99.—An act to provide against the spread of infectious or contagious diseases, and in relation to quarantine of vessels, etc.

Was taken up and read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, read third time, and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein and Steele—8.

Not voting—Messrs. Foster, White and Mr. President.

Absent—Mr. Cooke.

The bill passed.

On motion title of bill made title of act.

Report of judiciary committee on—

House Bill No. 31.—An act entitled "An act for developing the latent resources of the earth in Washington Territory—

Reported the bill back recommending its passage.

On motion the bill placed on final passage.

Question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, and Steele—7.

Nays—Mr. Roeder.

Not voting—Messrs. Gowey, White and Mr. President—3.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 116.—An act to amend an act entitled "An act to amend sections 2829, etc., of the code of Washington Territory, relating to the revenue.

Council Bill No. 134.—An act to amend section 411 of chapter 39 of the code of Washington Territory entitled "Depositions."

House Bill No. 53.—An act to regulate the running, driving and booming of logs and lumber.

Herewith for your consideration.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 16, An act declaring dogs to be personal property and making the owners of dogs responsible for any damage their dogs mays do, have had the same under consideration and recommend its passage with the following amendments:

Strike out all of section 2, make section 3 section 2, strike out section 4, make section 5 section 3, make section 6 section 4, make section 7 section 5.

JOHN F. GOWEY,
Chairman.

On motion report of committee with amendments adopted.

Bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Roeder and Sharpstein—5.

Nays—Messrs. Barker, Hawley and Lewis—3.

Not voting—Messrs. Steele, White and Mr. President—3.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Report of committee on judiciary on—

House Bill No. 180.—An act authorizing organized counties of Washington Territory to issue and dispose of bonds, etc.—

Reported the bill back recommending its passage.

On motion the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Lewis and Sharpstein—5.

Nays—Mr. Roeder.

Not voting—Messrs. Barker, Hawley, Steele, White and Mr. President—5.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 181, An act for the protection of fish and game, have had the same under consideration and recommend its passage with the following amendments:

In section 2, line 6, after the word "time" and before "shall," insert "except during the months of October, November and December."

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted.

On motion the Council took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

On motion—

House Bill No. 181.—An act for the protection of fish and game—

Was read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Sharpstein, Steele, White and Mr. President—8.

Nays—Messrs. Lewis and Roeder.

Not voting—Mr. Foster.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Mr. Gowey introduced:

Council Bill No. 146.—An act for the relief of certain employes of the present Legislative Assembly.

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, bill read third time, considered engrossed and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele and White—9.

Not voting—Mr. Foster and Mr. President.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Report of Special Conference Committee.

MR. PRESIDENT:—

Your special committee, to whom was referred House Bill No. 176, An act authorizing incorporated cities, towns or villages to create assessment districts within the incorporated limits of such city, town or village, for the purpose of raising revenue to open or improve the streets, highways and alleys therein, have had the same under consideration and report as follows: In place of the Council amendment, amend the original bill by striking out of section 18 the words "but as supplemental thereto where the same is applicable," and insert inplace thereof the words "nor shall this act apply to any city or town having a population of less than twenty-five hundred people."

J. HAMILTON LEWIS,
JOHN M. STEELE,
Council Committee.
EUGENE FELLOWS,
W. J. THOMPSON,
House Committee.

On motion report of committee adopted.

Mr. Sharpstein moved to amend by striking out the words "twenty-five hundred" and insert "six thousand."

The amendment adopted.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 51, An act to appropriate money to defray the expenses of the hospital for the insane; Council Bill No. 5, An act to amend an act entitled "An act to amend sections 2421, 2430 and 2434 of chapter CLXXXV of the code of Washington Territory, relating to corporations, approved Feb. 3, 1886, and to amend section 2448 of the code of Washington Territory, relating to the formation of corporations, and to amend chapter CLXXXV of the code of Washington Territory, relating to the formation of corporations;" Council Bill No. 70, An act to provide for locating, opening and maintaining of roads and chutes to be used for lumbering and logging purposes and providing compensation for the use of lands condemned for such purposes, beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled and enumerated bill.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, Feb. 2, 1888.

To the Honorable the President of the Council:

SIR:—I have the honor to transmit herewith with my approval—

Council Bill No. 73.—An act to establish pilots and pilot regulations for the Straits of Juan de Fuca, Puget Sound and all American waters pertaining thereto.

Council Bill No. 144.—An act to govern the officers of the territorial penitentiary and to provide for their compensation.

Council Bill No. 121.—An act to amend sections 15 and 28 of an act entitled "An act to establish a school for deaf, mute, blind and feeble-minded youth of Washington Territory," approved Feb. 3, 1886.

Council Bill No. 127—An act for the relief of the heirs-at-law of J. M. Vansyckle—

Council Bill No. 91.—An act to amend sections 36, 67 and 87 of an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886.

Council Bill No. 52.—An act to provide for the publication and distribution of Volume 3 of the reports of the supreme court of Washington Territory.

Council Bill No. 19.—An act relating to the crime of arson and to provide punishment therefor.

Council Bill No. 137.—An act to provide for the printing and distribution of the governor's message and report.

Council Bill No. 37.—An act to provide for and to authorize the printing, binding and distribution of the index to the code and session laws made and prepared under the provisions of law.

Council Bill No. 115.—An act making it larceny to appropriate to one's own use the goods, chattels or personal goods of another held in bailment and to punish the same.

Council Bill No. 77.—An act relating to the election of justices of the peace.

Council Memorial No. 7.—For the removal of a bar on the Columbia river—

As all other memorials, is returned without either approval or disapproval.

Very respectfully,

EUGENE SEMPLE,
Governor.

Report of Committee on Claims.

MR. PRESIDENT:—

Your committee on claims, to whom was referred House Bill No. 222, An act for the relief of Harriet M. Johnson, have had the same under consideration and recommend its passage.

R. T. HAWLEY,
Chairman.

On motion report of committee adopted.

Bill read third time and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Gabel, Hawley, Lewis Roeder, Sharpstein, Steele and Mr. President—7.

Not voting—Messrs. Barker, Foster, Gowey and White.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill was made title of act.

House Joint Resolution No. 9.—To adjourn this Legislative Assembly *sine die* on Thursday, Feb. 2, 1888, 6 o'clock p. m.

Read first time and laid on table.

On motion the vote was reconsidered by which Substitute for House Bill No. 109 was laid on table.

The amendments offered by Messrs. Gowey and Lewis were inserted in the bill and on motion adopted and the bill laid on the table

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb 2, 1888.

MR. PRESIDENT:

I am instructed by the House to inform the Council that the speaker has signed—

Council Bill No. 89.—An act to provide for the relief of indigent Union and Mexican war soldiers, etc.

Council Bill No. 84.—An act to amend section 2434 of chapter 185 of the code of Washington, relating to the formation of corporations.

Council Bill No. 21.—An act to amend chapter 105 of the code of Washington, entitled "Sales of property by executors and administrators."

Council Bill No. 43.—An act to provide the manner of commencing civil actions.

Council Bill No. 51.—An act to appropriate money to defray the expenses of the hospital for the insane.

Council Bill No. 5.—An act to amend an act entitled "An act to amend section 2421, etc., relating to corporations, etc.

Council Bill No. 70.—An act to provide for locating, opening and maintaining of roads and chutes for lumbering purposes.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 102.—An act to create and organize the county of Okanogan.

Council Bill No. 56.—An act to regulate, restrain, license or prohibit the sale of intoxicating liquors.

With amendments noted.

Council Bill No. 145.—An act to amend an act in relation to prosecuting attorneys.

And the House has concurred in Council amendments to House Bills Nos. 181, 176, 128 and refuses to concur in amendments to House Bill No. 16 and asks for committee of conference, Messrs. Fellows and Warman, on part of the House.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has signed—

House Bill No. 15.—An act entitled "An act in relation to coal mines.

House Bill No. 186.—An act to provide for expenses of the supreme court.

House Bill No. 227.—An act to appropriate money to pay deficiency in the erection of hospital for the insane at Fort Steilacoom, etc.

House Bill No. 168.—An act relating to the licensing of animals kept for breeding purposes for hire.

House Bill No. 229.—An act validating the acts of notaries public, etc.

House Bill No. 134.—An act to amend chapter 229 of the code of Washington Territory, relating to public highways.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled and enumerated bills.

On motion the clerk was instructed to request the House to return—

House Bill No. 216.—An act to amend section 2122 of chapter 155 of the code relating to courts.

The House refused to return the bill.

Mr. Gowey moved that a message be sent to the governor requesting him to return to the Council without approval—

House Bill No. 216.—Entitled "An act to amend section 2122 of chapter 155 of the code relating to courts.

Motion carried.

On motion—

House Bill No. 113.—An act to prevent trespasses by sheep upon certain lands in this territory and to punish the owners of such sheep for violations of this act—

Was read by title and laid on the table.

Report of committee on counties on—

Council Bill No. 142.—An act to authorize boards of county commissioners to expend funds in payment of premiums—

Report the bill back recommending its passage.

Read third time and laid on the table.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means to whom was referred

House Bill No. 185, An act authorizing the county commissioners of Pacific and Douglas counties to offer rewards, have had the same under consideration and recommend its passage.

JOHN F. GOWEY,
Chairman.

On motion, report of committee adopted.

Bill read third time.

Mr. Sharpstein offered to amend by inserting the words "not exceeding" before the words "one thousand."

On motion amendment adopted and the bill placed on final passage.

Question being: Shall the bill pass? vote resulted as follows:

Ayes—Messrs. Foster Gabel, Gowey, Hawley, Roeder, Sharpstein, Steele and Mr. President—8.

Not voting—Messrs. Barker, Lewis and White.

Absent—Mr. Cooke.

Bill passed.

On motion, title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 75, An act for the relief of Paine Brothers of Walla Walla, and A. Farquhar of Olympia; Council Bill No. 72, An act to provide for the protection of dykes and dams in Washington Territory; Council Bill No. 39, An act to appropriate money for territorial incidental expenses for the executive thereof; Council Bill No. 134, An act to amend section 411 of chapter 39 of the code of Washington Territory entitled "Depositions;" Council Bill No. 110, An act to amend section 2286 of chapter 169 of the code of Washington Territory relating to the practice of medicine and surgery; Council Bill No. 116, An act to amend an act entitled "An act to amend sections 2829, 2830, etc.; Council Bill No. 7, An act for the payment of wages in the lawful money of the United States; Council Memorial No. 4, An act for an appropriation of $10,000 for the improvement of Deception Pass, near the entrance of Admirality Inlet, Puget Sound, beg leave to report that we find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled bills.

The president announced as conference committee on House Bill No. 16 Messrs. Gowey and Foster.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 189.—An act in relation to grand and petit jurors.

House Bill No. 226.—An act concerning actions to enjoin collection of taxes, etc.

House Bill No. 176.—An act authorizing incorporated cities, towns or villages to create assessment districts, etc.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled bills.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 102, an act to create and organize the county of Okanogan, beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled bill.

Report of Committee on Conference.

MR. PRESIDENT:—

Your committee on conference, to whom was referred House Bill No. 16, entitled "An act declaring dogs to be personal property, etc.," report that they recommend that the Council recede from its second amendment, striking out section 4 of said act.

JOHN F. GOWEY,
J. FOSTER,
Council Committee.

On motion report of committee adopted.

On motion—

Council Bill No. 56.—An act to provide for the regulating, licensing or prohibiting the sale or disposal of spirituous, malt or other intoxicating liquors—

Was taken up, and the amendments of the House concurred in.

On motion—

House Bill No. 193.—An act to amend section 3040 of chapter 232 of the code of Washington, 1881, relating to the appropriation for roads and bridges by county commissioners—

Was taken up, read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—10.

Not voting—Mr. Barker.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills, to whom was referred Council Bill No. 145, An act to amend section 12 of an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation," approved February 4, 1886, beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above bill.

On motion—

House Bill No. 113.—An act to prevent trespasses of sheep upon certain lands in this territory, and to punish owners of such sheep for violations of this act—

Was taken from the table.

On motion the amendments proposed by Mr. Gowey were inserted in the bill, the amendments adopted, the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Hawley, Sharpstein, Steele and Mr. President—6.

Nays—Messrs. Foster and Roeder.

Not voting—Messrs. Barker, Lewis and White.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

On motion—

House Bill No. 223.—An act to carry into effect the provisions of an act entitled "An act for the more efficient organization and discipline of the militia, etc."—

Read first time.

On motion rules suspended, read second time by title.

Rules further suspended, the bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Gowey, Hawley, Sharpstein, Steele and Mr. President—7.

Not voting—Messrs. Barker, Lewis, Roeder and White.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable the President of the Council.

SIR:—I have the honor to transmit herewith with my approval—

Council Bill No. 43.—An act to provide the manner of commencing civil actions.

Council Bill No. 84.—An act to amend section 2434 of chapter CLXXXV of the code of Washington, relating to the formation of corporations.

Council Bill No. 51.—An act to appropriate money to defray the expenses of the hospital for the insane.

Council Bill No. 21.—An act to amend chapter CV of the code of Washington Territory entitled "Sales of property by executors and administrators."

Council Bill No. 70.—An act to provide for locating, opening and maintaining of roads and chutes to be used for lumbering and logging purposes, and providing compensation for the use of lands condemned for such purposes.

Respectfully,

EUGENE SEMPLE,
Governor.

House Bill No. 201.—A bill to amend section 66 of an act entitled "An act to amend a common school law of the Territory of Washington," approved Feb. 4, 1886.

Read first time, and on motion laid on table subject to call.

On motion Mr. Lewis was allowed to withdraw Council Bill No. 111.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bills Nos. 134, 110, 103, 39, 75, 72, 7, 116, 102, and Council Memorial No. 4.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 127, An act to amend sections 25 and 26 of an act entitled "An act to amend the common school law of the Territory of Washington, have had the same under consideration and recommend its passage with the following amendments:

Strike out all of section 2 after the word "year" in line 12 down to the word "no" in line 16.

JOHN F. GOWEY,
Chairman.

On motion report of committee adopted, bill read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Gowey, Hawley, Lewis, Roeder, Sharpstein, Steele, White and Mr. President—11.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

On motion the Council took a recess until 7 o'clock p. m.

ENENING SESSION.

All present except Mr. Cooke.

On motion—

House Bill No. 164.—An act to appropriate $1,000 for the purpose of sinking an artesian well in Yakima county—

Was taken up, read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Gabel, Gowey, Lewis, Sharpstein, Steele and White—6.

Nays—Messrs. Barker, Foster, Hawley, Roeder and Mr. President—5.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 1, 1888.

To the Honorable the President of the Council:

SIR:—I respectfully call the attention of the Legislature to the fact that the officers of the territorial penitentiary as at present constituted, existed only by virtue of an executive order, under color of law.

Council Bill No. 126, which is returned herewith with my approval, and which appears to be the only legislation upon this subject up to date, provides for three commissioners, who shall have control of the penitentiary; and there are no other offices created, nor does it authorize the auditor to draw warrants in payment of the current expenses of the prison, or for any other purpose apparently, than for construction purposes. I approve this bill because it affords some authority for restraining the prisoners; though it is apparently lame, it it better than a mere executive order.

I would respectfully suggest that it would not be well to

leave this important matter in a questionable shape, and that a law creating the necessary offices to manage the details of the prison and fixing their compensations, should to passed.

The offices created by the executive order of April 9, 1886, under which the prisoners were removed to the new penitentiary and under whom that institution has been managed to date, are as follows: A superintendent (the commissioners take the place of this officer), a warden, an assistant warden, a physician, a chaplain, a steward, eight guards, and six other persons called the honorary board of inspectors.

Very respectfully,

EUGENE SEMPLE,
Governor.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

Council Bill No. 35.—An act relating to the conveyance or other disposition of the property of married persons.

Council Bill No. 74.—An act to organize school districts in cities and towns of eight thousand inhabitants and to provide for the maintenance and government of public schools therein.

Council Bill No. 136.—An act to amend an act entitled "An act to amend chapter 110 of the code of Washington Territory, relating to idiots and insane.

House Bill No. 66.—An act to abolish the use of private seals and legalize certain instruments.

Herewith for your consideration.

T. G. NICKLIN,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bills Nos. 221, 216, 114, 131, 196, 222, 180 and House Joint Resolution No. 8.

Herewith for your signature.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled House Bills Nos. 221, 216, 114, 131, 196, 222, 180 and House Joint Resolution No. 8.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed –

House Bill No. 181.—An act for the preservation of fish and game.

House Bill No. 231.—An act to provide for the distribution of the session laws.

House Bill No. 31.—An act for development of latent resources.

House Memorial No. 6.—Reference to Colville Indian reservation.

House Memorial No. 9.—Praying for relief of Dennis Storrs.

Herewith for your signature.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled and enumerated bills and memorials.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 128.—An act in relation to animals kept for breeding purposes.

House Bill No. 129.—An act to amend section 2984 of chapter 229 relating to roads.

House Bill No. 125.—An act to amend section 1961 of chapter 138 of the code.

Council Bill No. 145.—An act to amend section 12 of an act entitled "An act in relation to prosecuting attorneys," approved Feb. 4, 1886.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled and enumerated bills.

On motion—

House Bill No. 119.—An act to amend an act entitled "An act to amend the common school law of the Territory of Washington," approved Feb. 4, 1886—

Was taken up and read first time.

On motion rules suspended bill read second time by title.

On motion, rules further suspended, bill read third time, and placed on final passage.

The question being, Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Sharpstein, Steele and Mr. President—4.

Nays—Messrs. Barker, Gabel, Gowey, Hawley, Lewis, and Roeder—6.

Not voting—Mr. White.

Absent—Mr. Cooke.

Bill failed to pass.

Report of Committee of Conference.

MR. PRESIDENT:—

Your committee of conference, on the part of the Council on House Bill No. 92, entitled "An act creating and defining the crime of malicious mischief, etc.," have had the same under consideration and recommend that the Council recede from its amendment.

JOHN F. GOWEY,
J. HAMILTON LEWIS,
Council Committee.

On motion report of committee adopted.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable the President of the Council:

SIR:—I herewith submit the name of Amos R. Brown, as a trustee of the hospital for insane at Steilacoom. I respectfully represent to your honorable body that the lateness of the day at which the laws creating the code commission, the penitentiary commission, the inspector of coal mines, the pilot commissioners for Puget Sound and the subordinate officers of the territorial penitentiary, were submitted to me, preclude the

idea that proper consideration could be given to the selection of those officers before the final adjournment.

Respectfully,

EUGENE SEMPLE,
Governor.

On motion the nomination of Amos R. Brown was confirmed as trustee of the hospital for the insane, Fort Steilacoom.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bill No. 193.—An act relating to appropriations for roads and bridges, etc.

And passed—

Council Bill No. 81.—An act for the relief of adjutant-general of Washington Territory.

Council Bill No. 146.—An act for the relief of certain additional employes of present Legislative Assembly.

Herewith.

And the House has concurred in Council amendments to House Bills Nos. 113, 127 and 185.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above entitled House Bill No. 193.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee upon enrolled bills, to whom was referred Council Bill No. 56, An act to regulate, restrain, license or prohibit the sale of intoxicating liquors; Council Bill No. 136, An act to amend an act entitled "An act to amend chapter CX of the code of Washington Territory relating to idiots and insane, and section 2267 of chapter," etc., report the same properly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above bills.

On motion—

House Bill No. 200.—An act to amend section 2990 of the code of Washington relating to the duties of road supervisors—

Was taken up,

Read first time.

Rules suspended, read second time by title.

Rules further suspended, bill read third time and laid on the table.

On motion—

House Bill No. 167.—An act in relation to driving stock along or near public highways and causing the same to be obstructed—

Was taken up, read third time and placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele and Mr. President—8.

Not voting—Messrs. Barker, Gowey and White.

Absent—Mr. Cooke.

The bill passed.

On motion title of bill made title of act.

On motion—

House Bill No. 73.—An act to prevent certain animals from running at large—

Was taken up and on motion indefinitely postponed.

On motion—

House Bill No. 204.—An act authorizing the laying out and opening of territorial roads—

Was taken up and indefinitely postponed.

On motion—

House Bill No. 53.—An act regulating the running, driving, booming and rafting of logs, lumber and other timber, and authorizing private corporations to engage in such business—

Was taken up and on motion indefinitely postponed.

On motion—

House Bill No. 224.—An act fixing the amount of interest on territorial and county warrants—

Was taken up and read first time.

Rules suspended, bill read second time by title.

Rules further suspended, bill read third time.

Mr. Gowey moved to amend as follows:

Provided, that the provisions of this act shall not be held or construed to apply to warrants presented to the treasurer for payment prior to the date of which this act takes effect.

On motion amendment adopted and the bill placed on final passage.

Question being: Shall the bill pass? the vote resulted as follows:

Ayes—Messrs. Foster, Gabel, Hawley, Lewis, Roeder, Sharpstein, Steele andMr. President—8.

Not voting—Messrs. Barker, Gowey and White.

Absent—Mr. Cooke.

Bill passed.

On motion title of bill made title of act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

House Bills Nos. 230, 172.

And the House has passed—

Council Bill No. 101.—An act to prevent the introduction of diseases among sheep.

T. G. NICKLIN,
Chief Clerk.

The president of the Council announced that he was about to sign the above entitled House Bills Nos. 230 and 172.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bills Nos. 56, 136.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 146, An act for the relief of cartain additional employes of the present Legislative Assembly; Council Bill No. 35, An act relating to the conveyance or other disposition of the property of married persons; beg leave to report that they find the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled bills.

Report of Committee on Ways and Means.

MR. PRESIDENT:—

Your committee on ways and means, to whom was referred House Bill No. 59, An act to establish the office of territorial examiner of stationary steam engineers, and for the examination and licensing of steam engineers as hereinafter provided, have had the same under consideratiom and report it back without recommendation.

JOHN F. GOWEY,
Chairman.

On motion the bill was indefinitely postponed.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committe on enrolled bills, to whom was referred Council Bill No. 81, An act for the relief of the adjutant-general of Washington Territory; Council Bill No. 74, An act to organize school districts in cities and incorporated towns of eight thousand inhabitants, and to provide for the maintenance and government of public schools therein, report the same properly enrolled.

O. C. WHITE,
Chairman.

On motion report of committee adopted.

The president announced that he was about to sign the above entitled bills.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable the President of the Council:

SIR:—Council Bill No. 5 is herewith returned without my approval.

The proposition contained in the latter part of section 2426 "that all corporations heretofore organized, created or existing for any of said purposes, and *the acts thereof* are hereby validated, established and confirmed," is evidently the gist of this measure; and in the absence of any knowledge as to the character or extent of the acts to be validated, it seems to me I am not warranted in giving it my approval. It is taking a step in the dark, *which may work* injury to the interests of the people.

Very respectfully,

EUGENE SEMPLE,
Governor.

Mr. Steele moved to reconsider the vote on the final passage of—

Council Bill No. 5.—An act to amend chapter 185 of the code of Washington relating to the formation of corporations.

Motion to reconsider lost.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable the President of the Council.

SIR:—I have the honor to herewith transmit with my approval—

Council Bill No. 39.—An act to appropriate money for territorial incidental expenses for the executive office.

Council Bill No. 102.—An act to create and organize the county of Okanogan.

Council Bill No. 134.—An act to amend section 411 of chapter 39 of the code of Washington Territory entitled "Depositions."

Council Bill No. 75.—An act for the relief of Paine Brothers of Walla Walla and A. Farquhar of Olympia.

Council Bill No. 103.—An act to repeal an act entitled "An act to provide for the locating, opening, altering and vacating of county roads in the county of Adams, Territory of Washington.

Council Bill No. 116.—An act to amend an act entitled "An act to amend sections 2829, 2830, 2837, 2848, 2867, 2869, 2872, 2873, 2877, 2880, 2881, 2894, 2901, 2902, 2915, 2916, 2941, 2945, 2947, 2948, 2958, 2962 of the code of Washington Territory, relating to the revenue," approved February 4, 1886.

Council Bill No. 110.—An act to amend section 2286 of chapter CLXIX of the code of Washington Territory, relating to the practice of medicine and surgery.

Council Memorial No. 4.—For appropriation of $10,000 for the improvement of Deception Pass, near the entrance of Admiralty Inlet, Puget Sound.

Council Bill No. 7.—An act for the payment of wages in the lawful money of the United States.

Council Bill No. 72.—An act to provide for the protection of dykes and dams in Washington Territory.

Council Bill No. 145.—An act to amend section 12 of an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation," approved Feb. 4, 1886.

Very respectfully,

EUGENE SEMPLE,
Governor.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Joint Resolution No. 11.—Relative to waiting upon governor to ascertain if he has any further communication for this body.

And Messrs. Humes and Fellows were appointed committee of conference on part of the House.

T. G. NICKLIN,
Chief Clerk.

On motion the resolution was adopted, and Messrs. Gabel and Sharpstein appointed committee on the part of the Council.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bills Nos. 5, 81, 146, 74 and 35.
House Bills Nos. 164, 127, 99, 185, 113, 223, 167 and 16.
House Memorials Nos. 8 and 11.

Herewith for your consideration.

T. G. NICKLIN,
Chief Clerk.

The president announced that he was about to sign the above enumerated House bills and memorials.

Report of Committee on Enrolled Bills.

MR. PRESIDENT:—

Your committee on enrolled bills to whom was referred Council Bill No. 101, An act in relation to and to prevent the introduction or spread of diseases among sheep, report the same correctly enrolled.

O. C. WHITE,
Chairman.

On motion, report of committee adopted.

The president announced that he was about to sign the above entitled bill.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable the President of the Council:

SIR:—Council Bill No. 89 is herewith returned with my approval.

EUGENE SEMPLE,
Governor.

On motion—

House Bill No. 66.—An act to abolish the use of private seals and legalize instruments heretofore executed without them.

Was taken up and read first time.

On motion, rules suspended, read second time by title.

Rules further suspended, read third time, and placed on final passage.

Question being, Shall the bill now pass? vote resulted as follows:

Ayes—Messrs. Barker, Foster, Gabel, Hawley, Lewis, Sharpstein, Steele, White and Mr. President—9.

Not voting—Messrs. Gowey and Roeder.

Absent—Mr. Cooke.

The bill passed.

On motion title of bill made title of act.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, Feb. 2, 1888.

To the Honorable the President of the Council:

SIR:—I have the honor to transmit herewith with my approval—

Council Bill No. 146.—An act for the relief of certain additional employes of the present Legislative Assembly.

Council Bill No. 56.—An act to provide for the regulating, licensing or prohibiting the sale or disposal of spirituous, malt or other intoxicating liquors.

Council Bill No. 74.—An act to organize school districts in cities and incorporated towns of eight thousand inhabitants and to provide for the maintenance and government of public schools therein.

Council Bill No. 35.—Council substitute.—An act relating to the conveyance or other disposition of the property of married persons.

Council Bill No. 81.—An act for the relief of adjutant-general of Washington Territory.

Council Bill No. 136.—An act to amend an act entitled "An act to amend chapter CX of the code of Washington Territory, relating to idiots and insane, and section 2267 of chapter CLXVI entitled 'Hospital for the Insane,'" approved Feb. 4, 1883.

Very respectfully,
EUGENE SEMPLE,
Governor.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the speaker has signed—

Council Bill No. 101 and House Bill No. 66.

Herewith transmitted.

T. G. NICKLIN,
Chief Clerk.

The president announced that he had signed the above entitled House Bill No. 66.

On motion of Mr. Sharpstein further action on all House Bills now on the table in the Council was indefinitely postponed.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

To the Honorable, the President of the Council:

SIR:—I have the honor to transmit herewith, with my approval—

Council Bill No. 101.—An act in relation to and to prevent the introduction or spread of diseases among sheep.

Very respectfully,
EUGENE SEMPLE,
Governor.

EXECUTIVE DEPARTMENT, GOVERNOR'S OFFICE,
Olympia, February 2, 1888.

Gentlemen of the Council and House of Representatives:—

All bills emanating from either House, that have been presented to me, have been returned to the body in which they originated, either with, or without my approval. At this moment there appears to be no further business for consideration by my office, and I have no further business to lay before you.

The work of the session being now closed, and yourselves being ready to return to your constituents, I congratulate you upon the result of your endeavors. No work of human hands can be said to be certainly good or bad, until it has been practically tested; and your work and mine must now undergo that ordeal. Whatever the verdict may be, whether of praise or blame, we must take it as it comes. We can only hope that the people, whose servants we are, will, in all events, give us credit for the good we have done and attribute the evil to our fallible judgments.

At this parting hour, I wish you a prosperous journey homeward, and may good fortune attend upon you.

Respectfully,
EUGENE SEMPLE,
Governor.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has passed—

House Joint Resolution No. 10.—Thanking the governor, secretary and territorial officers for courtesy and kindness during session.

Herewith.

T. G. NICKLIN,
Chief Clerk.

On motion the resolution was adopted by the Council. Mr. Lewis, of King county, voting "no" as to the Hon. Secretary of the Territory.

Mr. Gowey offered the following resolutions, which, on motion, were unanimously adopted.

Resolved by the Council, That the thanks of this body are hereby tendered to Hon. John R. Thompson, president of the Council, for the faithful and impartial manner in which he has discharged the high and arduous duties of presiding officer, and that we hereby tender him our personal thanks for the uniform kindness and courtesy extended to us.

Resolved by the Council, That the thanks of the members of the Council are extended to Francis Henry, chief clerk, and to A. B. Cowles, assistant clerk, for their faithful performance of duty and their courtesy and kindness to the members during the present session.

Resolved by the Council, That the thanks of its members are hereby tendered to Samuel Vinson, sergeant-at-arms; Frank Boyd; Jacob Julian, doorkeeper; Elias Dwyer, night watchman; Rufus Cook, Messenger; J. D. Hannegan, journal clerk; and to Mrs. Mamie Lysle and Misses Maude Wilson, Nina Troup and Annie Tarbell, committee clerks, for the faithful and efficient manner in which they have discharged their various duties, and the kindness and courtesy shown us personally.

Resolved by the Council, That the sincere thanks of the members of this body are hereby tendered Misses Annie B. Cowles and Rebecca B. Henry for their efficient labors as assistant enrolling clerks during the present session.

Mr. White offered the following, which was unanimously adopted:

Resolved by the Council, That the sincere thanks of its members are hereby tendered to the people of Olympia for the kindness and hospitality extended during the present session.

Mr. Lewis offered the following resolution, which was unanimonsly adopted:

Be it resolved by the Council, That the heartfelt thanks and sincere appreciation is hereby tendered to the Rev. L. J. Garver for his efficient and christian-like manner in presiding as chaplain of this body.

House Joint Resolution No. 9.—*Resolved*, That this Legislative Assembly adjourn *sine die* on Thursday, February 2, 1888, at 6 o'clock p. m.

On motion resolution amended to read "10:45 o'clock p. m." and adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Feb. 2, 1888.

MR. PRESIDENT:—

I am instructed by the House to inform the Council that the House has concurred in amendment to—

House Joint Resolution No. 9.—Relative to adjournment.

T. G. NICKLIN,
Chief Clerk.

Journal of to-day read and approved.

On motion of Mr. Sharpstein, the Council adjourned *sine die.*

FRANCIS HENRY,
Chief Clerk.

JOHN R. THOMPSON,
President of the Council.

Attest:
A. B. COWLES,
Assistant Clerk.